

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES

OF THE
STATE OF LOUISIANA

FORTY-FOURTH DAY'S PROCEEDINGS

Twenty-ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, June 18, 2003

The House of Representatives was called to order at 1:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth

Fannin
Farrar
Fauchoux
Flavin
Frith
Total—104

Morrell
Morrish
Murray
Nevers
Odinet

Welch
Winston
Wooton
Wright

ABSENT

Kennard
Total—1

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rev. Ricky Sinclair.

Pledge of Allegiance

Rep. Frith led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Walker, the reading of the Journal was dispensed with.

On motion of Rep. Walker, the Journal of June 17, 2003, was adopted.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 18, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1154: Senators Heitmeier, Barham, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 18, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1448: Senators Schedler, Tarver, and Cravins.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 258—
BY REPRESENTATIVE PIERRE

A CONCURRENT RESOLUTION

To commend and congratulate Mary Margaret Hamilton for her years of service to Louisiana's energy sector as one of the pipeline industry's most effective spokesmen before the Louisiana Legislature.

Read by title.

On motion of Rep. Pierre, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 130—
BY REPRESENTATIVE DURAND

A RESOLUTION

To direct the Department of Health and Hospitals, office of public health, through its Healthy People 2010 program, to plan, implement, and promote a comprehensive, statewide disease prevention agenda that will serve as a road map for improving the health of all people in the state of Louisiana during the first decade of the 21st century and whose overarching purpose will include promoting health and preventing illness, disability, and premature death.

Read by title.

Rep. Durand sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Original House Resolution No. 130 by Representative Durand

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 2, line 20, change "direct" to "urge and request"

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the resolution, as amended, was adopted.

HOUSE RESOLUTION NO. 133—
BY REPRESENTATIVE DURAND

A RESOLUTION

To direct the Department of Health and Hospitals to promulgate rules and regulations to enhance the criteria for enrollment in the Louisiana Medical Assistance Program for providers of customized wheelchairs (manual or power), to enhance the prior authorization

of requests for customized wheelchairs (manual or power) submitted on behalf of Medicaid recipients, and to provide for a deadline for providers of customized wheelchairs to come into compliance with such rules and regulations.

Read by title.

Motion

On motion of Rep. Pierre, the resolution was returned to the calendar.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 143—
BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Senate and House education committees to meet and function as a joint committee to study the governance and oversight of student financial assistance in Louisiana.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

**Senate Concurrent Resolutions
Reported by Committee**

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 91—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To create and provide for the Task Force on Louisiana Rural Internet Access to study and make recommendations with respect to solving problems of high-speed Internet access in Louisiana's rural communities.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 91 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "request the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee"

AMENDMENT NO. 2

On page 1, delete line 15 and insert "does hereby request the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture, Forestry,

Aquaculture, and Rural Development to meet and function as a joint committee to identify"

AMENDMENT NO. 3

On page 2, line 4, after "that the" delete the remainder of the line and delete lines 5 through 27 and delete page 3 and on page 4 delete lines 1 through 3 and insert the following:

"joint committee shall specifically solicit the input, recommendations, and advice of the following:

- (a) The governor.
- (b) The secretary of the Department of Economic Development.
- (c) The chief information officer of the state.
- (d) The commissioner of higher education.
- (e) The Louisiana Public Service Commission.
- (f) The Louisiana Municipal Association.
- (g) A representative designated by the regional planning organizations from the eight planning districts of Louisiana.
- (h) A representative designated by local telephone exchange carriers.
- (i) A representative designated by satellite or wireless communications companies.
- (j) The Louisiana Cable and Telecommunications Association.
- (k) A representative designated by businesses located in rural areas that utilize advanced telecommunication and information services or need such services to further develop their businesses.
- (l) The Police Jury Association.
- (m) The Louisiana Chapter of the International Electrical and Engineering Society.
- (n) The Louisiana Press Association.
- (o) A representative designated by the president of Tulane University.

BE IT FURTHER RESOLVED that the joint committee shall conduct such research, meetings, and hearings as it deems appropriate and shall compile its findings and recommendations in a report which shall be submitted to the Louisiana Legislature, the office of the governor, and the Louisiana Economic Development Corporation prior to the convening of the next regular session, together with any proposals for recommended legislation to facilitate and further the goals of providing rural Internet access."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To establish a special committee to study, discuss, and make the plans necessary for being able to use state owned or sponsored facilities

for instructional purposes for the students of the Orleans Parish School System.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Concurrent Resolution No. 110 by Senator Irons

AMENDMENT NO. 1

On page 1, line 3, after "necessary for" and before "state" change "being able to use" to "using"

AMENDMENT NO. 2

On page 1, line 4, after "for" delete the remainder of the line and delete line 5 and insert "all students in Louisiana."

AMENDMENT NO. 3

On page 1, line 10, after "for" and before "should" change "the children in Orleans Parish" to "all students in Louisiana"

AMENDMENT NO. 4

On page 1, at the end of line 14, delete "the" and delete line 15 and insert "all students in Louisiana."

AMENDMENT NO. 5

On page 2, between lines 17 and 18, insert the following:

"(8) Four members of the Louisiana School Boards Association from parishes other than Orleans Parish designated by the president of the association."

AMENDMENT NO. 6

On page 3, at the beginning of line 5, after "of" and before "to" change "Orleans Parish public school children" to "all students in Louisiana"

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the resolution, as amended, was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATOR B. JONES

A CONCURRENT RESOLUTION

To create and provide for a task force to study the health care information needs of health care purchasers, employers, and consumers and to study the feasibility of creating a Louisiana Health Care Information Council to benefit consumers and employers in both the public and private sectors.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

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Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 118 by Senator B. Jones

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "to study" delete "create and provide for a task force" and insert "request the House Committee on Insurance and the Senate Committee on Health and Welfare to meet and function as a joint committee"

AMENDMENT NO. 2

On page 2, line 14, after "hereby" and before "to study" delete "create a task force" and insert "request the House Committee on Insurance and the Senate Committee on Health and Welfare to meet and function as a joint committee"

AMENDMENT NO. 3

On page 2, line 20, after "that the" and before "shall examine" delete "task force" and insert "joint committee"

AMENDMENT NO. 4

On page 3, line 1, after "that the" delete the remainder of the line and delete lines 2 through 27 and on page 4, delete lines 1 through 23 and insert the following:

"joint committee shall specifically solicit the input, recommendations, and advice of the following:

- (1) The secretary of the Department of Health and Hospitals.
- (2) The commissioner of insurance.
- (3) The Louisiana Health Care Commission.
- (4) A representative designated by the office of group benefits.
- (5) The Louisiana Hospital Association.
- (6) The Louisiana Health Care Alliance.
- (7) The Louisiana State Medical Society.
- (8) The Louisiana Business Group on Health.
- (9) The Louisiana Association of Business and Industry.
- (10) The Louisiana Association of Health Plans.
- (11) The Health Insurance Association of America.
- (12) The Louisiana Health Care Campaign.
- (13) The director of the Department of Health and Hospitals Medicaid Program.
- (14) The assistant secretary of the Department of Health and Hospitals for the office of public health.
- (15) One representative from the Louisiana State University Health Sciences Center, designated by the president of the Louisiana State University system.
- (16) The Louisiana Medical Association.
- (17) The Minority Health Alliance."

AMENDMENT NO. 5

On page 4, line 24, after "that the" and before "shall conduct" delete "task force" and insert "joint committee"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 138—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To extend the authority for the Forensic Strategic Task Force until July 1, 2003 and to add four members to the composition of such task force.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the resolution was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 140—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To establish the Mandatory Overtime Study Committee to study the extent of mandatory overtime required of registered nurses in Louisiana.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 140 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "to study" delete "establish the Mandatory Overtime Study Committee" and insert "request the Nursing Supply and Demand Commission"

AMENDMENT NO. 2

On page 2, delete lines 5 through 27 and on page 3, delete lines 1 through 3 and insert the following:

"does hereby request the Nursing Supply and Demand Commission to assess the extent of registered nurse mandatory overtime use in the state and to make specific recommendations to the legislature.

BE IT FURTHER RESOLVED that the Nursing Supply and Demand Commission shall report to the House Committee on Health and Welfare and the Senate Committee on Health and Welfare no later than March 1, 2004, regarding commission findings and any recommended legislation.

BE IT FURTHER RESOLVED that the Nursing Supply and Demand Commission shall specifically solicit the input, advice, and recommendations of the following:

- (1) The secretary of the Department of Health and Hospitals.

- (2) The president of the Louisiana State Nurses Association.
- (3) The chairman of the Louisiana State Nurses Association Practice Council.
- (4) The president of the Louisiana State Board of Nursing.
- (5) The president of the Louisiana Organization of Nurse Executives.
- (6) A representative of the Louisiana Alliance of Nursing Organizations.
- (7) The president of the Louisiana Nursing Home Association.
- (8) The chief executive officer of the Louisiana Hospital Association.
- (9) The president of the Louisiana State Medical Society.
- (10) A representative of the Louisiana State University Health Sciences Center designated by the president of the Louisiana State University system.
- (11) A representative of the Association of Federal, State, County, and Municipal Employees.
- (12) A representative of the Metropolitan Hospital Council of New Orleans."

AMENDMENT NO. 3

On page 3, at the beginning of line 4, delete "A" and insert "BE IT FURTHER RESOLVED that a"

AMENDMENT NO. 4

On page 3, line 9, after "Hospital Association" delete the remainder of the line and delete line 10 and insert a comma "," and insert "the Louisiana State Medical Society, and the president of the Louisiana State University System."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered passed to its third reading.

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

**SENATE BILL NO. 61—
BY SENATOR C. JONES**

AN ACT

To enact Part III-A of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2326 through 2330, relative to economic development activities; to provide for the creation of the Monroe and Northeast Louisiana Technology and Business Incubation Center; to provide definitions; to provide for qualifications; to provide for grants; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 61 by Senator C. Jones

AMENDMENT NO. 1

On page 5, after line 6, insert the following:

"Section 2. The provisions of this Act shall be implemented only to the extent that sufficient funds are appropriated by the legislature."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 61 by Senator C. Jones

AMENDMENT NO. 1

On page 2, line 20, following "multi-" and before "facility" change "tenated" to "tenanted"

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 86—
BY SENATOR HINES**

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.201, relative to the Louisiana Seniors Pharmacy Assistance Program; to provide definitions; to create the Louisiana Seniors Pharmacy Assistance Program; to provide for eligibility, services, denial, modification, and suspension or termination of services and an appeal procedure and judicial review; to provide for reimbursement and recovery of costs for services provided; to provide for the powers, duties, and responsibilities of the Department of Health and Hospitals including funding; to provide for annual reporting; to provide for promulgation of rules and regulations; to provide for implementation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 89—
BY SENATOR MCPHERSON**

AN ACT

To enact R.S. 39:199(G), relative to information technology; to provide for a program for the acquisition of data processing equipment and software that allows small businesses to participate; to provide for the establishment of procedures; and to provide for related matters.

Read by title.

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Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 257— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 40:1299.41(A)(1), and to enact R.S. 40:1299.41(A)(21), relative to the Medical Malpractice Act; to include extracorporeal therapist in the definition of a "health care provider"; to provide for the definition of "extracorporeal therapist"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 257 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 4, change "extracorporeal therapist" to "perfusionist" and at the end of the line, after the semicolon ";" delete "to"

AMENDMENT NO. 2

On page 1, line 5, delete "provide for the definition of "extracorporeal therapist";"

AMENDMENT NO. 3

On page 2, line 7, delete "any extracorporeal therapist, whether or not"

AMENDMENT NO. 4

On page 2, line 8, delete "such therapist is required to be licensed by this state." and insert "licensed perfusionist."

AMENDMENT NO. 5

On page 2, deletes lines 21 through 26 in their entirety

AMENDMENT NO. 6

On page 3, delete lines 1 through 6 in their entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 257 by Senator Dardenne

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Civil Law and Procedure, on line 2, delete "On" and insert "On page 1, line 2, delete ", and to enact R.S." and on page 1, line 3, delete "40:1299.41(A)(21)" and on"

AMENDMENT NO. 2

In House Committee Amendment No. 2 proposed by the House Committee on Civil Law and Procedure, on line 6, at the end of the line insert "and on page 1, line 8 after "reenacted" delete "and", and on page 1, line 9 delete "R.S. 40:1299.41(A)(21) is hereby enacted"

On motion of Rep. Johns, the amendments were adopted.

On motion of Rep. Johns, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 326— BY SENATOR BAJOE

AN ACT

To enact Chapter 14-E of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1445 through 1448, relative to child care workers; to provide a scholarship to child care workers who obtain child care training from programs approved by the Department of Social Services; to require the Department of Social Services to establish the amount of the scholarship to be paid; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 326 by Senator Bajeoe

AMENDMENT NO. 1

On page 2, line 21, after "government" and before the period "." insert "for such purpose"

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 357— BY SENATORS MCPHERSON, BAJOE AND SCHEDLER

AN ACT

To enact R.S. 40:16.1, relative to the procedure for the sale or lease of state-owned facilities; to provide for the dedication of the proceeds of the sale of mental health facilities; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 357 by Senator McPherson

AMENDMENT NO. 1

On page 1, at the end of line 14, after "same" and before the period ".", change "parish" to "area"

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 358—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 40:2116(G), relative to intermediate care facilities for the mentally retarded; to provide with respect to the facility need review provisions for facilities of a particular number of beds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 422—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 38:2225.2, relative to public contracts; to prohibit the state of Louisiana and any state or local entity from utilizing the "design-build" concept unless authorized by law; to prohibit the state of Louisiana and any state or a local entity from entering into any agreement to purchase unimproved property which requires the successful design and construction of a structure prior to transfer of title unless authorized by law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 504—
BY SENATOR DARDENNE

AN ACT

To enact Part II-A of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:214.51, relative to funds for coastal restoration; to create the Louisiana Coastal Restoration Fund; to provide for sources of funding and for authorized uses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 556—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 24:653(K), and to enact Subpart E of Part I of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:18.1, relative to cooperative endeavor agreements; to require the commissioner of administration to provide a system of tracking certain cooperative endeavor agreements; to provide for review and approval of certain cooperative endeavor agreements by the Joint Legislative Committee on the Budget; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 556 by Senator McPherson

AMENDMENT NO. 1

On page 3, line 1, following "(3)" change "Fiscal" to "Having a fiscal" and following "means" and before "one" change "any agreement which exceeds" to "exceeding"

AMENDMENT NO. 2

On page 3, line 2, following "dollars" and before "included" change "or is not" to ", or not being" and following "budget" insert a comma ",",

AMENDMENT NO. 3

On page 3, line 3, following "or" and before "funds" change "does not contain" to "not containing"

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 594—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 30:2154(B)(1)(a) and the introductory paragraph of (b) and to enact R.S. 30:2154(B)(9), relative to environmental quality; to provide for the disposal of sewage or treated waste water; to provide for a definition; to provide for limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 594 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 20, following "owned" and before "or" insert "by"

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 673— BY SENATOR ULLO

AN ACT

To amend and reenact Section 3 of Act No. 666 of the 1997 Regular Session, as amended by the second Section 2 of Act No. 599 of the 1999 Regular Session, and as amended by Section 2 of Act No. 705 of the 2001 Regular Session, and to amend and reenact R.S. 56:700.2(A)(4), all relative to the Underwater Obstruction Removal Fund; to provide for annual deposits into the fund for an additional three years; to provide for a termination date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 683— BY SENATORS ULLO AND HAINKEL AN ACT

To repeal R.S. 33:1559, relative to extra compensation for coroners; to repeal provisions for extra compensation for coroners payable by the state and parish governing authorities; to provide for effective dates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 727— BY SENATOR MCPHERSON AN ACT

To enact R.S. 24:653(K) and Part VIII-B of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:310, relative to legislative review; to require private entities to provide to the legislature information relative to the expenditure of revenue generated from the operation, management or control of public lands or facilities; to require the

division of administration to develop a reporting form; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 900— BY SENATOR BOISSIERE AN ACT

To amend and reenact R.S. 33:2218.4(B), relative to extra compensation paid by the state to police and deputy sheriffs; to grant authority to certain local officials to sign warrants to disburse such funds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1059— BY SENATORS MCPHERSON, ADLEY, BOISSIERE, CAIN, CRAVINS, DEAN, DUPRE, ELLINGTON, GAUTREAUX, HAINKEL, HINES, HOLDEN, HOLLIS, IRONS, JOHNSON, B. JONES, LAMBERT, LENTINI, MALONE, MICHOT, SMITH, THEUNISSEN AND ULLO AN ACT

To enact Part V-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:115, relative to the settlement of claims by the state; to provide for submission to and approval by the legislature of certain claims in which the state has an interest; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was recommitted to the Committee on Appropriations.

SENATE BILL NO. 1080— BY SENATOR ELLINGTON AN ACT

To amend and reenact R.S. 30:2418(G) and (H)(3) and (7), relative to waste tires; to provide for the disbursement of funds from the waste tire fund; to prohibit incentives for tires processed outside of Louisiana; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1132 (Substitute for Senate Bill No. 1108)—
BY SENATORS HINES, FIELDS, BAJOE, HOLDEN, B. JONES, MOUNT,
SCHEDLER, CAIN, HOLLIS, JOHNSON, THOMAS, ULLO, BOISSIERE,
CHAISSON, CRAVINS, DEAN, DUPRE, ELLINGTON, GAUTREAUX, IRONS,
LAMBERT, LENTINI, MARIONNEAUX, MCPHERSON, SMITH AND
THEUNISSEN

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.196, relative to the Louisiana Senior Rx Program; to provide definitions; to create the Louisiana Senior Rx Program; to provide for eligibility; to provide for the responsibilities of the office of elderly affairs within the governor's office; to provide for annual reporting; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 1132 by Senator Hines

AMENDMENT NO. 1

On page 3, delete line 17 in its entirety, and insert

"To the extent that state appropriations are provided for the program, the department shall"

Reported without amendments by the Legislative Bureau.

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Winston, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 1670—

BY REPRESENTATIVE WINSTON

AN ACT

To provide relative to the compensation of community direct service workers through the reimbursement rates paid under the state Medicaid program; to provide for the determination of the amount of the disparity between the compensation of those workers and comparable state workers; to provide for the submission and consideration of a report relative to the disparity of such compensation; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Peychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Fauchaux	Odinot	Wright
Frith	Perkins	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Johns	Stelly
Capella	Kennard	Walsworth
Flavin	Martiny	
Guillory	Morrish	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Winston moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 2029 (Substitute for House Bill No. 989 by Representative Townsend) —

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 37:24, relative to health care professionals; to provide for access to certain information from health care professional licensing boards; to provide for information on adverse actions taken against health care professionals; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Townsend sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 by Representative Townsend

AMENDMENT NO. 1

Delete House Floor Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 adopted by the House on June 2, 2003.

AMENDMENT NO. 2

Delete House Floor Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 adopted by the House on June 4, 2003.

On motion of Rep. Townsend, the amendments were adopted.

Rep. Townsend sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 2029 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and delete lines 3 through 17 and insert in lieu thereof the following:

"Amend and reenact R.S. 37:1041, 1042(A) and (C), 1046(B) and (C), 1048(3) and (4), 1050, 1051(A) and (C)(1), 1057, 1058, 1063(introductory paragraph), (1), and (2), and 1064(B) and (C), to enact R.S. 37:1041(A) and (B), 1042(D) and (E), 1048(5) and (6), 1049(6), 1063(B), (C), and (D), and 1064(F) and R.S. 44:4(37), and to repeal R.S. 37:1063(9), (10), and (11), relative to optometry; to provide for the public purpose; to provide for a limitation from liability; to provide for travel, hearings and subpoena authority; to provide for licensure fees, violations and civil penalties; to provide for exception to the public records law; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:1041, 1042(A) and (C), 1046(B) and (C), 1048(3) and (4), 1050, 1051(A) and (C)(1), 1057, 1058, 1063(introductory paragraph), (1), and (2), and 1064(B) and (C) are hereby amended and reenacted, and R.S. 37:1041(A) and (B), 1042(D) and (E), 1048(5) and (6), 1049(6), 1063(B), (C), and (D), and 1064(F) are hereby enacted to read as follows:

CHAPTER 12. OPTOMETRY

§1041. ~~Definitions~~ Legislative declaration; statement of purpose; definitions

A. The practice of optometry in the state of Louisiana is declared a professional practice affecting the public health, safety, and welfare and is subject to regulation and control in the public interest. It is further declared to be a matter of public interest and concern that the practice of optometry, as defined in this Chapter, merit and receive the confidence of the public and that only qualified persons be permitted to engage in the practice of optometry in the state of Louisiana. This

Chapter shall be liberally construed to carry out these objectives and purposes.

B. The purpose of this Chapter is to promote, preserve, and protect the public health, safety, and welfare by and through effective control and regulation of persons, in or out of the state that practice optometry within this state.

C. As used in this Chapter, the following terms have the meaning ascribed to them in this Section, unless the context clearly indicates otherwise:

(1) "Board" means the Louisiana State Board of Optometry Examiners.

(2) "Licensed optometrist" means a person licensed and holding a certificate issued under the provisions of this Chapter.

(3) "Optometry" means that practice in which a person employs primary eyecare procedures or applies any means other than surgery, for the measurement of the powers and testing the range of vision of the human eye, and determines its accommodative and refractive state, general scope of function, and the adaptation of frames and lenses, including contact lenses in all their phases, to overcome errors of refraction and restore as near as possible, normal human vision. Optometry also includes the examination, diagnosis, and treatment of abnormal conditions and pathology of the human eye and its adnexa, including the use and prescription of diagnostic and therapeutic pharmaceutical agents.

(4) "Diagnostic and therapeutic pharmaceutical agent" means any chemical in solution, suspension, emulsion, or ointment base, other than a narcotic, ~~that~~ when applied topically ~~that~~, has the property of assisting in the diagnosis, prevention, treatment, or mitigation of abnormal conditions and pathology of the human eye and its adnexa, or those which may be used for such purposes, ~~or and~~ oral antibiotics, and oral antihistamines ~~only~~, when used in treatment of disorders or diseases of the eye and its adnexa. Licensed pharmacists of this state shall fill prescriptions for such pharmaceutical agents of licensed optometrists certified by the board to use such pharmaceutical agents. Licensed optometrists certified by the board to use pharmaceutical agents may direct licensed registered nurses and licensed practical nurses to execute diagnostic and therapeutic orders and administer pharmaceutical agents. Licensed registered nurses and licensed practical nurses shall execute diagnostic and therapeutic orders and administer pharmaceutical agents prescribed by licensed optometrists certified by the board to use pharmaceutical agents.

§1042. Louisiana State Board of Optometry Examiners; appointment; terms of members; protected action and communication

A. The Louisiana State Board of Optometry Examiners is created within the Department of Health and Hospitals and is subject to the provisions of R.S. 36:803. This board shall consist of five members who shall be ~~registered~~ licensed optometrists and shall have practiced optometry in this state for seven years.

* * *

C. The term of each member shall be five years, but vacancies occurring during the term of a member shall be filled for the unexpired term by an optometrist possessing the qualifications for board membership, nominated by the remaining members of the board and appointed by the governor from that nomination.

D. There shall be no liability on the part of and no action for damages against:

(1) Any member of the board, or its agents or employees, for any action undertaken or performed by such person within the scope of the duties, powers, and functions of the board or such examining committee as provided for in this Chapter when such person is acting without malice and in the reasonable belief that the action taken by him is warranted; or

(2) Any person providing information to the board, its agents or employees, whether a witness, or otherwise, unless such information is false and the person providing it knew that such information was false.

E. In any suit brought against the board, its employees or agents, or any person or entity providing information to the board, when the defendant substantially prevails in such suit, the court shall, at the conclusion of the action, award to the defendant and assess against the claimant the cost of defending the suit attributable to such claim, including reasonable attorney fees, if the claim, or the claimant's conduct during the litigation of the claim, was either frivolous, unreasonable, without foundation, or in bad faith. For the purpose of this Subsection, a defendant shall not be considered to have substantially prevailed when the claimant obtains an award for damages or permanent injunctive or declaratory relief.

* * *

§1046. Fees; compensation; expenses; staff

* * *

B. ~~Out of the funds of the board, the appointed members shall be paid a per diem approved by the board of Each member of the board shall be reimbursed when actually in attendance of a board meeting or when required to travel for the official authorized business of the board, not more than seventy-five dollars for each day, or part thereof, actually spent in attendance upon its sessions, plus travel expense of twenty-one cents per mile by the most direct route from their per day plus actual expenses and mileage to and from their domicile to the place of meeting and return at the same rate of reimbursement set by the division of administration for state employees under the provisions of R.S. 39:231.~~

C. The secretary-treasurer, who shall be an appointed member of the board, may receive for his services a reasonable salary fixed by the board. ~~Out of this salary, the secretary-treasurer may employ and pay a part time secretary, who shall be employed for that purpose alone. The board may also employ such persons as may be necessary to assist the secretary-treasurer or other officers to accomplish the duties and responsibilities of this Chapter.~~

* * *

§1048. Powers of the board

The board may:

* * *

(3) Employ the necessary persons, including an attorney, to administer this Chapter ~~and fix their compensation; and~~

(4) Summon witnesses and compel the attendance of witnesses;

(5)(a) Conduct hearings on proceedings to revoke, limit, or suspend a license or certificate granted under this Chapter, when evidence has been presented showing violation of any of the provisions of this Chapter;

(b) In addition to the power and duties granted in Subparagraph (a) of this Paragraph, the board may, in its discretion, impose a fine against any person licensed under this Chapter when evidence has been

presented showing the person is in violation of any of the provisions of this Chapter and may assess costs and attorney fees against the person found to have been in violation of any of the provisions of this Chapter; and

(6)(a) Issue a subpoena to any person or persons who the board has probable cause to believe has engaged in the practice of optometry without a current valid license or permit and conduct hearings when evidence has been presented showing that the person or persons have been engaged in the practice of optometry without a current valid license or permit;

(b) Levy a civil penalty of no more than five thousand dollars per offense upon any unlicensed person who, after a hearing or informal resolution in accordance with all provisions of the Administrative Procedure Act and this Chapter, is found to have practiced optometry without benefit of a current valid license having been issued by the board pursuant to the provisions of this Chapter and assess costs and attorney fees against the unlicensed person found to have been practicing optometry without a current valid license.

§1049. Qualifications and requirements of applicants

All persons desiring to practice optometry shall:

* * *

(6) Have reached the required level of performance on those parts of the examination administered by the National Board of Examiners in Optometry required by the board and cause to be furnished to the secretary of the board a true written copy of the score report of such national board examination.

§1050. Application requirements

A. The application required by R.S. 37:1049 shall be accompanied by a certificate under oath of the applicant's credits from the schools of his graduation, by a photostatic copy of his diploma or certificate of graduation, by a true copy of the score report of the examination administered by the National Board of Examiners in Optometry required by the board, by the applicant's fee required by R.S. 37:1058, and by a photograph of the applicant. Failure to comply with these requirements shall constitute sufficient grounds to refuse the applicant the right to take the examination.

B. The application, together with the supporting documents, shall be filed with the secretary-treasurer of the board on or before thirty days prior to the date set for examination.

§1051. Examinations and educational requirements

A. Examinations given by the board shall be based upon subjects taught in approved schools and colleges of optometry, such as general anatomy, physics, chemistry, biology, physiology, anatomy, and physiology of the eye, general physiology, general pathology, ocular pathology, ocular neurology, ocular myology, psychology, physiological optics, optometrical mechanics, vision therapy, visual field charting, orthoptics, clinical optometry, contact lenses, primary eye care procedures, general pharmacology and ocular pharmacology with emphasis on the use of ocular diagnostic and therapeutic pharmaceutical agents, and the applications of the general law of optics and refraction and such other materials and subjects as are essential in the practice of optometry. Examinations shall be conducted at least once annually on dates fixed by the board.

* * *

C.(1) Under regulations established, published, and administered by the board, optometrists desiring to qualify for ~~authorization~~

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certification to treat abnormal conditions and pathology of the human eye and its adnexa, including employment of therapeutic pharmaceutical agents, shall be required to qualify for such certification from the board by furnishing proof of satisfactory completion of additional studies with particular emphasis on the examination, diagnosis, and treatment of abnormal conditions and pathology of the human eye and its adnexa. No optometrist shall carry out such treatment or employ such pharmaceutical agents without such certification. He must have current certification, ~~completion of that he has completed~~ a basic course in cardiopulmonary resuscitation, and ~~possession~~ proof that he possesses in his office of an automatic epinephrine injector that is operable and ~~whose~~ on which the expiration date has not passed.

* * *

§1057. Penalties for failure to comply with provisions of R.S.

37:1056 Renewals; requirements

A. ~~The failure to pay the renewal fee required by R.S. 37:1056(1) shall operate as an automatic revocation of the certificate. In such cases, the optometrist shall be reinstated if he files an application for reinstatement with the secretary of the board within one year after the revocation and pays the reinstatement fee as provided in R.S. 37:1058 and all delinquent fees. Where the annual renewal fee required by Section 1056(1) is not paid on or before the first day of March, a delinquency fee of one hundred fifty dollars shall be imposed. Failure to pay the annual renewal fee and delinquency fee on or before the first day of July will provide a basis for the temporary suspension of a Louisiana optometry license. Payment of the license renewal fee made after the first day of July of each renewal year where the license has been suspended shall be accompanied by the one hundred fifty dollar delinquency fee as well as any costs or expenses, including attorney fees, which may be caused by the need for the institution of disciplinary proceedings, fines imposed in disciplinary proceedings, and all other applicable fees, including a license reinstatement fee.~~

B. ~~The failure to submit evidence satisfactory to the board of the continuing education requirement as set forth in R.S. 37:1056(2) shall be a cause, subject to the provisions of R.S. 37:1062, for the board to refuse to issue or renew or to suspend or revoke a certificate to practice optometry in the State of Louisiana. Where satisfactory evidence of compliance with the continuing education requirement, as required by R.S. 37:1056(2) is not submitted to the board on or before the first day of March, a delinquency fee of one hundred fifty dollars shall be imposed. Failure to submit satisfactory evidence of compliance with the continuing education requirement on or before the first day of July shall provide a basis for the temporary suspension of a Louisiana optometry license. Satisfactory evidence of compliance with the continuing education requirement provided to the board after the first day of July of each renewal year where the license has been suspended shall be accompanied by the one hundred fifty dollar delinquency fee as well as any cost or expenses, including attorney fees, which may be caused by the need for the institution of disciplinary proceedings, fines imposed in disciplinary proceedings, and all other applicable fees, including a license reinstatement fee.~~

§1058. Fees

The board shall collect the following fees:

- | | |
|--------------------------------------|----------|
| (1) Application for examination fee: | \$100.00 |
| (2) Original license fee: | \$150.00 |
| (3) Annual license renewal fee: | \$100.00 |
| (4) License reinstatement fee: | \$150.00 |

The board shall, by rule, establish a reasonable fee schedule for the issuance or renewal of any license, permit, or certificate, for administration of examinations for licensure, or for any other administrative function provided for in this Chapter, and the receipts from the payment of such fees shall be used to carry out the purpose of this Chapter. Such fee schedule may be modified from time to time as deemed necessary by the board. The fees shall be established and payable by rule adopted in accordance with the Administrative Procedure Act. However, the board may, by a majority vote, reduce the amount of and/or waive the collection of any such fees.

* * *

§1063. Violations

A. No person shall:

(1) Practice optometry in the state of Louisiana without having complied with the provisions of this Chapter.

(2) Practice optometry without having a valid certificate to practice as a licensed optometrist. The practice of optometry includes but is not limited to providing optometric services to a client or patient in this state through telephonic, electronic, or other means, regardless of the location of the optometrist, and shall require licensure within this state.

* * *

B.(1) In addition to any other civil remedy or criminal penalty provided for in this Chapter, the board may issue a subpoena to any person or persons who the board has probable cause to believe has engaged in the practice of optometry without a current valid license or permit.

(2) The board may levy a civil penalty of no more than five thousand dollars per offense upon any unlicensed person who, after a hearing or informal resolution in accordance with the provisions of the Administrative Procedure Act and this Chapter, is found to have practiced optometry without benefit of a current valid license having been issued by this board pursuant to the provisions of this Chapter. In addition, the board may assess costs and attorney fees against the unlicensed person who has been practicing optometry without a currently valid license.

(3) The fact that any person engages in or performs or offers to engage in or perform any of the practices, acts, or operations set forth in R.S. 37:1041(3) is prima facie evidence that such person is engaged in the illegal practice of optometry.

(4) No person practicing optometry without a current valid license or temporary permit shall have the right to receive any compensation for services so rendered. In addition to any other penalties imposed under this Chapter, any person who practices optometry without a license shall return any fees collected for optometry and shall be liable for any damages resulting from their negligence.

C.(1) All proceedings in connection with any investigation by the board shall be conducted in closed session, and for that purpose, such proceedings shall be exempt from the provisions of the public meetings law. All records pertaining to such proceedings shall be exempt from the provisions of the public records law. The records shall remain confidential and not be open for public inspection unless and until they are entered into the record of any court, except as specifically provided in R.S. 18:44(C). However, the records and findings of the board pertaining to any such proceedings shall be made available to the attorney general, to any district attorney having jurisdiction over the matter contained in such records or findings upon formal written request, or in response to the order of any court having jurisdiction over the matter contained in such records or findings.

(2) The board's final decision in an adjudication proceeding under this Section, other than by consent order, agreement, or other informal disposition, shall constitute a public record, and the board may disclose and provide such final decision to any person, firm or corporation, or to the public. The board's disposition of an adjudication proceeding by consent order shall not constitute a public record, but the board shall have authority and discretion to disclose such disposition.

D.(1) Subpoenas issued by the board shall comply with the notice requirements of R.S. 49:955 and R.S. 37:781. These subpoenas shall be served upon the unlicensed individual personally or by any type of mailing requiring a return receipt and shall include a statement of the manner in which the unlicensed person shall be required to respond to the board.

(2) All rights and privileges afforded by the Administrative Procedure Act are specifically reserved to any party aggrieved by any decision of the board.

§1064. Injunction; penalty; attorney fees; costs

* * *

B. In the suit for an injunction, the board, through its president, may demand and the court may assess, in addition to the injunction, a penalty of not more than ~~eight hundred five thousand~~ dollars, reasonable attorney fees, and costs of court. This judgment for penalty, attorney fees, and costs may be rendered in the same judgment in which the injunction is made absolute and shall be payable to the board.

C. Any person adversely affected by a rule or decision of the board shall have standing in a court of competent jurisdiction to seek an injunction against enforcement of the rule or decision. If the court finds that the rule or decision is illegal, it shall issue an injunction against the board and may assess ~~against the board a penalty of not more than eight hundred dollars~~, reasonable attorney fees and costs of court. The judgment for ~~penalty~~, attorney fees and costs may be rendered in the same judgment in which the injunction is made absolute and shall be made payable by the board.

* * *

F. Any action brought pursuant to this Section shall be in addition to and not in lieu of any penalty provided by this Chapter and may be brought concurrently with other actions to enforce this Chapter.

* * *

Section 2. R.S. 44:4(37) is hereby enacted to read as follows:

§44.4. Applicability

This Chapter shall not apply:

* * *

(37) To any records, writings, accounts, letters, letter books, photographs, or copies or memoranda thereof, and any report or reports concerning the fitness of any person to receive, or continue to hold, a license to practice optometry, in the custody or control of the Louisiana State Board of Optometry Examiners. However, any final determination made by the board after an adjudication hearing, other than by consent order, agreement, or other informal disposition shall be a public record.

Section 3. R.S. 37:1063(9), (10), and (11) are hereby repealed in their entirety."

AMENDMENT NO. 2

Delete pages 2 and 3 in their entirety.

On motion of Rep. Townsend, the amendments were adopted.

Rep. Townsend moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pitre
Alario	Guillory	Powell
Arnold	Hammett	Quezaire
Baldone	Heaton	Richmond
Baylor	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Curtis	Jackson, M	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kenney	Sneed
Devillier	LaFleur	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Downer	Lucas	Toomy
Downs	McDonald	Townsend
Erdey	McVea	Triche
Fannin	Montgomery	Waddell
Farrar	Morrell	Walker
Fauchoux	Murray	Welch
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Futrell	Peychaud	Wright
Gallot	Pierre	
Glover	Pinac	
Total—85		

NAYS

Alexander	Bowler	Crowe
Baudoin	Crane	Perkins
Total—6		

ABSENT

Ansardi	Hebert	Morrish
Beard	Johns	Stelly
Dartez	Kennard	Tucker
Durand	Lancaster	Walsworth
Flavin	Martiny	
Total—14		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Suspension of the Rules

On motion of Rep. Jane Smith, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 818—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1481(1)(a), relative to the Louisiana Assessors' Retirement Fund; to provide for financing of the fund; to provide for tax deductions; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 818 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 4, after "deductions;" and before "to" insert " to provide for the sources of funding; to provide authority for the fund to make demand on the state treasurer for certain payments; to specify that amounts due to the fund shall be certified as correct by the legislative auditor;"

AMENDMENT NO. 2

On page 1, line 14, after "(1)(a)" and before "Each" insert "(i)"

AMENDMENT NO. 3

On page 2, line 8, after "Orleans" and before "which" insert "and the parish of Orleans"

AMENDMENT NO. 4

On page 2, between lines 16 and 17, insert:

"(ii)(aa) In addition to the payment required pursuant to Item (i) of this Subparagraph, the official or officials responsible for the collection of taxes in the city of New Orleans and the parish of Orleans shall remit to the Assessors' Retirement Fund one-fourth of one percent of their portions of revenue sharing monies over and above the portion they are remitting to the fund on the effective date of this Item. The remittance pursuant to this Item shall be paid until the total remitted hereunder equals ten million dollars, plus six percent simple annual interest, plus the attorneys fees of the fund for the case entitled

—

(bb) Should the official or officials responsible for the collection of taxes in the city of New Orleans and the parish of Orleans fail to comply with Subitem (aa) of this Item, the Assessors' Retirement Fund is hereby empowered to make demand upon the state treasurer for the monies due to the fund. The treasurer shall pay such demand before distribution of any revenue sharing dollars to the city of New Orleans or to the parish of Orleans.

(cc) The amounts due to the Assessors' Retirement Fund pursuant to this Paragraph shall be certified as correct by the legislative auditor."

Motion

Rep. Karen Carter moved that the bill be returned to the calendar.

Rep. Pinac objected.

By a vote of 22 yeas and 74 nays, the House refused to return the bill to the calendar.

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Murray moved that the amendments proposed by the Senate be rejected.

Rep. Pinac objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Ansardi	Honey	Peychaud
Baylor	Hudson	Richmond
Beard	Hunter	Schwegmann
Broome	Jackson, L	Shaw
Bruneau	Jackson, M	Smith, J.H.—8th
Carter, K	Lucas	Swilling
Curtis	McVea	Tucker
Daniel	Morrell	Waddell
Glover	Murray	Walsworth
Green	Odinet	Welch
Total—30		

NAYS

Mr. Speaker	Frith	Pinac
Alario	Fruge	Pitre
Alexander	Futrell	Powell
Arnold	Gallot	Quezaire
Baldone	Guillory	Romero
Baudoin	Hammett	Salter
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Carter, R	Hill	Smith, G.—56th
Cazayoux	Hopkins	Smith, J.D.—50th
Crane	Hutter	Smith, J.R.—30th
Damico	Iles	Sneed
Dartez	Johns	Stelly
Devillier	Katz	Strain
Diez	Kenney	Thompson
Doerge	LaFleur	Toomy
Downs	LeBlanc	Townsend
Durand	Martiny	Triche
Erdey	McDonald	Walker
Fannin	Montgomery	Winston
Farrar	Morrish	Wright
Faucheux	Nevers	
Flavin	Pierre	
Total—67		

ABSENT

Capella	Kennard	Perkins
Crowe	Lancaster	Wooton

Downer Landrieu
Total—8

The House refused to reject the amendments.

Rep. Pinac insisted on his motion that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Flavin	Pinac
Alexander	Frith	Pitre
Ansardi	Fruge	Powell
Arnold	Futrell	Quezaire
Baldone	Green	Romero
Baudoin	Guillory	Salter
Beard	Hammett	Scalise
Bowler	Heaton	Schneider
Bruce	Hebert	Shaw
Capella	Hill	Smith, G.—56th
Carter, R	Hopkins	Smith, J.D.—50th
Cazayoux	Hunter	Smith, J.H.—8th
Crane	Hutter	Sneed
Curtis	Iles	Stelly
Damico	Johns	Strain
Daniel	Katz	Thompson
Dartez	Kenney	Toomy
Devillier	LeBlanc	Townsend
Diez	Martiny	Triche
Doerge	McDonald	Waddell
Downer	McVea	Walker
Downs	Montgomery	Winston
Durand	Morrish	Wooton
Erdey	Nevers	Wright
Fannin	Odinet	
Farrar	Perkins	
Total—79		

NAYS

Baylor	Honey	Psychaud
Broome	Jackson, M	Richmond
Bruneau	Lucas	Schwegmann
Carter, K	Morrell	Tucker
Glover	Murray	Welch
Total—15		

ABSENT

Crowe	Kennard	Smith, J.R.—30th
Gallot	LaFleur	Swilling
Hudson	Lancaster	Walsworth
Jackson, L	Landrieu	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 876—
BY REPRESENTATIVES JOHNS, PERKINS, BOWLER, BROOME, TRICHE, AND WINSTON

AN ACT

To amend and reenact R.S. 40:34(B)(1)(a)(iv), relative to vital records forms; to provide for contents of the birth certificate; to provide for the surname of an illegitimate child in certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 876 by Representative Johns

AMENDMENT NO. 1

On page 2, line 3, after "name" delete ", if the natural father is unknown"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Irons to Engrossed House Bill No. 876 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, after "40:34(B)(1)(a)(iv)" insert "and to enact R.S. 40:40(18), (19), and (20)"

AMENDMENT NO. 2

On page 1, line 4, after "circumstances;" insert "to provide for fees for vital records requiring emergency or expedited services; to provide for a handling fee to be added to any faxed vital records requests; to provide for allocation of such revenue to improve the Office of Public Health, Office of Vital Records computer and telephone systems;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" insert "and R.S. 40:40(18), (19), and (20) are hereby enacted"

AMENDMENT NO. 4

On page 2, between line 17 and 18 insert the following:

"§40. Fees for certified copies

Fees for filing, searching and furnishing copies of vital records shall be determined as follows:

* * *

(18) A fee of forty dollars for each vital records request requiring emergency or expedited servicing, in addition to the regularly established fee plus courier service charges, if requested.

(19) A fee of five dollars to be added to any faxed vital records request.

(20) All revenue generated from emergency, expedited, or faxed requests shall be appropriated to the Office of Public Health, Vital Records Operations for the improvement of computer and telephone systems."

Rep. Johns moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinot	Wright
Frith	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Capella	Kennard
Hudson	Morrell
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 905—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:1137, relative to the Louisiana School Employees' Retirement System; to provide with respect to the purchase of substitute service by any active, contributing member of the retirement system; to establish the procedure for such purchases; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hoyt to Engrossed House Bill No. 905 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 3, after "11:158." delete the remainder of the line and delete lines 4 through 6 and insert "The"

Rep. Schneider moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander	Green	Pitre
Ansardi	Guillory	Powell
Arnold	Hammett	Quezaire
Baldone	Heaton	Richmond
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devilleir	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinot	Wright
Fruge	Perkins	
Futrell	Psychaud	
Total—100		

NAYS

Total—0

ABSENT

Beard	Curtis	Kennard
Capella	Katz	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 907—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of

the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Schneider, the bill was returned to the calendar.

HOUSE BILL NO. 908—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 11:1751.1, relative to the Municipal Employees' Retirement System of Louisiana; to exempt certain elected officials from making contributions to the system and to provide that they are ineligible for membership; to provide for employer contributions; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 908 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 5, between "contributions;" and "to" insert "to provide for eligibility for accrued benefits;"

AMENDMENT NO. 2

On page 2, after line 12, add the following:

"Section 2. Notwithstanding the provisions of R.S. 33:1756, a retiree who became an "eligible vested member" of Municipal Employee's Retirement System of Louisiana on or before December 31, 1994, who became eligible to retire on or before April 1, 1996, and who made application for a benefit of Chapter 4 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, on or before December 31, 1998 and less than three years after he became eligible for such benefit, shall receive the benefit, from the date he became eligible to receive the benefit to the date that he actually began receiving the benefit, by making application for such benefit to the Board of Trustees of the Municipal Employee's Retirement System of Louisiana on or before September 1, 2003. The benefit under this Section shall be paid in a lump sum. In no event shall the benefit granted under this Section exceed thirty-six months of benefits.

Section 3. Section 2 of this Act shall be null and void on and after September 1, 2003."

AMENDMENT NO. 3

On page 2, line 13, change "Section 2." to "Section 4."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 908 by Representative Schneider

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Retirement and adopted by the Senate on June 4, 2003, on line 6 thereof, change "R.S. 33:1756" to "R.S. 11:1756"

Rep. Schneider moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Odinot
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Schwegmann
Capella	Hudson	Shaw
Carter, K	Hunter	Smith, G.—56th
Carter, R	Hutter	Smith, J.D.—50th
Cazayoux	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Curtis	Jackson, M	Sneed
Damico	Johns	Stelly
Daniel	Katz	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Toomy
Diez	Lancaster	Townsend
Doerge	Landrieu	Triche
Downer	LeBlanc	Waddell
Downs	Lucas	Walker
Durand	Martiny	Welch
Erdey	McDonald	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	
Flavin	Murray	
Total—97		

NAYS

Total—0

ABSENT

Crowe	Perkins	Tucker
Kennard	Psychaud	Walsworth
McVea	Strain	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 912—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 11:1305(D), relative to the Louisiana State Police Retirement System; to provide for the purchase of service credit for employment with certain law enforcement agencies; and to provide for related matters.

Read by title.

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The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 912 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, change "Louisiana State Police" to "State Police Pension and"

Rep. Schneider moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinot
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Downer	LeBlanc	Townsend
Durand	Lucas	Triche
Erdey	Martiny	Waddell
Fannin	McDonald	Walker
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Total—96		

NAYS

Total—0

ABSENT

Carter, R	Kennard	Smith, J.H.—8th
Doerge	McVea	Tucker
Downs	Perkins	Walsworth
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 913—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1312(H) and 1335, relative to the Louisiana State Police Pension and Retirement System; to provide with respect to the conversion of annual leave and sick leave upon termination of employment; to provide relative to lump sum payments for leave conversion; to allow deposit of such payments directly into the member's Deferred Retirement Option Plan account; to provide for placing Deferred Retirement Option Plan account balances in liquid asset money market investments; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 913 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, delete "Louisiana"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 913 by Representative Schneider

AMENDMENT NO. 1

On page 4, after line 14, insert the following:

"Section 3. In the event of a conflict between this and any other Act enacted in the 2003 Regular Session of the Legislature, the provisions of this Act shall prevail."

Rep. Schneider moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly

Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright

Total—99

NAYS

Total—0

ABSENT

Beard	Hebert	Richmond
Carter, R	Kennard	Walsworth

Total—6

The amendments proposed by the Senate were concurred in by the House.

SENATE BILL NO. 986—
BY SENATOR IRONS

AN ACT

To enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize eligible members to elect to participate in the Deferred Retirement Option Plan on a retroactive basis and receive a lump sum benefit of up to five years based upon the value of the pension at the retroactive date selected; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 986 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "11:163(C)" and before the comma "," insert "and 431"

AMENDMENT NO. 2

On page 1, line 4, after "pay;" insert "to provide for conversion of certain unused leave to service credit;"

AMENDMENT NO. 3

On page 1, line 11, change "is" to "and 431 are"

AMENDMENT NO. 4

On page 2, between lines 6 and 7, insert the following:

"* * *

§431. Conversion of leave to service credit; justice department

Notwithstanding any other provision of law to the contrary, any person who was a member of this system on or before January 31, 1992, and who was employed in an unclassified senior administrative assistant position for the Department of Justice, office of the attorney general, in its office in New Orleans, Louisiana, from May 9, 1972, through January 31, 1992, and who has creditable service of 19.950 years, which shall be rounded to twenty years, shall be entitled to convert to service credit all unused accrued annual and sick leave which was credited to that person upon termination of employment from the state of Louisiana as of January 31, 1992. In order to obtain such credit, the member shall make application to the board of trustees for retirement no later than August 1, 2003, and shall furnish a detailed statement of all leave for which credit is claimed in such form as the board may require."

Rep. Murray moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Frige	Perkins
Alexander	Futrell	Peychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schwegmann
Capella	Hudson	Shaw
Carter, K	Hunter	Smith, G.—56th
Carter, R	Hutter	Smith, J.D.—50th
Cazayoux	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Crowe	Jackson, M	Sneed
Curtis	Johns	Stelly
Damico	Katz	Strain
Daniel	Kenney	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	

Total—101

NAYS

Total—0

ABSENT

Kennard	Schneider
LaFleur	Walsworth

Total—4

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The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 998— BY REPRESENTATIVES GALLOT AND L. JACKSON AN ACT

To amend and reenact Code of Civil Procedure Article 966(B), relative to the motion for summary judgment; to provide for delays for filing; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 998 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 17, after "least" and before "days" change "five" to "eight"

Rep. Gallot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Frige	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Beard	Kennard
Dartez	LaFleur
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1009— BY REPRESENTATIVE SCHWEGMANN AN ACT

To enact R.S. 14:34.5.1, relative to offenses against the person; to create the crime of battery of a bus operator; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1009 by Representative Schwegmann

AMENDMENT NO. 1

On page 1, line 13 and after "(5)." insert "or who operates an electronically operated cable car"

AMENDMENT NO. 2

On page 2, line 3, after "not" insert "less than forty-eight hours nor"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 1009 by Representative Schwegmann

AMENDMENT NO. 1

On page 1, delete line 2 and insert "To amend and reenact R.S. 32:300(A) and to enact R.S. 14:34.5.1 and R.S. 32:300(F), relative to offenses; to create the"

AMENDMENT NO. 2

On page 1, line 4, after "penalties;" insert the following:

"to prohibit passengers in motor vehicles from possessing open alcoholic beverage containers; to prohibit such persons from consuming alcoholic beverages; to provide for exceptions;"

AMENDMENT NO. 3

On page 2, after line 4, insert the following:

"Section 2. R.S. 32:300(A) is hereby amended and reenacted and R.S. 32:300(F) is hereby enacted to read as follows:

§300. Possession of alcoholic beverages in motor vehicles

A. It shall be unlawful for the operator of a motor vehicle or the passenger in or on a motor vehicle, when the motor vehicle is on a public highway or right-of-way, to possess an open alcoholic beverage container, or to consume an alcoholic beverage, in the passenger area of a motor vehicle.

* * *

F. The provisions of this Section shall not apply to the following persons or in the following areas:

(1) Persons operating or occupying a motor vehicle who, as a condition of their employment and while acting in the course and scope of such employment, are required to carry open alcoholic beverage containers, provided that the operator or passengers do not consume the alcoholic beverages.

(2) Paid fare passengers on a common or contract carrier vehicle, as defined in R.S. 45:162.

(3) Paid fare passengers on a public carrier vehicle, as defined in R.S. 45:200.2.

(4) Passengers in a courtesy vehicle which is operated as a courtesy vehicle for a hotel or motel.

(5) Passengers of a self-contained motor home which is in excess of twenty-one feet in length.

(6) Possession of an open container of alcoholic beverage in the trunk of a motor vehicle.

(7) If the motor vehicle is not equipped with a trunk, possession of an open container or alcoholic beverages in any of the following areas:

(a) In a locked glove or utility compartment.

(b) In an area of the vehicle not normally occupied by, and not readily accessible, to the driver or passengers."

Rep. Schwegmann moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Psychaud
Alario	Frith	Pierre
Alexander	Fruge	Pinac
Ansardi	Gallot	Pitre
Arnold	Glover	Quezaire
Baldone	Green	Richmond
Baudoin	Hammett	Romero
Baylor	Heaton	Salter
Beard	Hebert	Scalise
Bowler	Honey	Schneider
Broome	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, G.—56th
Capella	Hutter	Smith, J.D.—50th
Carter, K	Iles	Smith, J.H.—8th
Carter, R	Jackson, L	Smith, J.R.—30th
Cazayoux	Jackson, M	Sneed
Crane	Johns	Stelly
Crowe	Katz	Strain
Curtis	Kenney	Swilling
Damico	LaFleur	Thompson
Daniel	Lancaster	Toomy
Dartez	Landrieu	Townsend
Devillier	LeBlanc	Triche
Diez	Lucas	Tucker
Doerge	Martiny	Waddell

Downer	McDonald	Walker
Downs	McVea	Welch
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Murray	
Faucheux	Odinet	
Total—97		

NAYS

Futrell	Nevers	Powell
Guillory	Perkins	
Total—5		

ABSENT

Hill	Kennard	Walsworth
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1062—

BY REPRESENTATIVES MARTINY, ANSARDI, DAMICO, AND LANCASTER

AN ACT

To amend and reenact R.S. 4:707(A)(introductory paragraph) and (B) through (G), 709(A)(introductory paragraph) and (B), 710, 711, and 713(A) and to enact R.S. 4:706(C) and 707(H) and (I), relative to the conducting and regulation of charitable gaming; to provide for the licensing and regulation of charitable gaming by the governing authority of a municipality or parish; to provide for the authority of the governing authority of the municipality or parish with respect to the regulation of charitable gaming; to provide for the regulatory authority of the office of charitable gaming, Department of Revenue, in relationship to the regulatory authority of the governing authority of the municipality or parish with regard to charitable gaming; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1062 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 9, after "gaming;" and before "to" insert "to prohibit the local governing authority in Orleans Parish from adopting ordinances, rules or regulations which violate the terms or provisions of the Amended and Renegotiated Casino Operating Contract;"

AMENDMENT NO. 2

On page 2, between lines 14 and 15 insert the following:

"(4) No local governing authority in Orleans Parish shall adopt any ordinance, rule, or regulation for operating a game of chance which in the determination of the Louisiana Gaming Control Board may violate any of the terms or provisions of Section 1.3 of the Amended and Renegotiated Casino Operating Contract entered into pursuant to R.S. 27:201 et seq., on October 30, 1998, as amended, effective October 19, 1999, March 29, 2001, and March 31, 2001. Any ordinance, rule, or regulation adopted in violation of this Paragraph shall be null and void."

LEGISLATIVE BUREAU AMENDMENTS

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Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1062 by Representative Martiny

AMENDMENT NO. 1

On page 9, line 9, change "4:703(9)" to "4:703(10)"

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Perkins
Alario	Fruge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Martiny	Townsend
Doerge	McDonald	Triche
Downer	McVea	Tucker
Downs	Montgomery	Waddell
Durand	Morrell	Walker
Erdey	Morrish	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Faucheux	Odinot	Wright
Total—99		

NAYS

Total—0

ABSENT

Frith	Katz	Lucas
Hill	Kennard	Walsworth
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1103— BY REPRESENTATIVE FRUGE

AN ACT

To amend and reenact R.S. 9:4753, relative to privileges; to provide for the lien on proceeds recovered on account of injuries; to provide for the requirements necessary to effectuate the lien; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1103 by Representative Fruge

AMENDMENT NO. 1

On page 2, line 18, after "person" delete "and" and insert a comma ",."

AMENDMENT NO. 2

On page 2, at the end of line 18, after "attorney" delete the period "." and insert the following:

" , to any insurance carrier which has insured such person against liability and to any insurance carrier obligated to pay indemnity or compensation to the injured person."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 1103 by Representative Fruge

AMENDMENT NO. 1

On page 1, at the beginning of line 10, delete "(A)"

AMENDMENT NO. 2

On page 1, line 13, after "person" delete the comma "," and insert "and"

AMENDMENT NO. 3

On page 1, line 14, after "provider" insert a comma "," and delete "or"

AMENDMENT NO. 4

On page 1, at the beginning of line 15, insert "or ambulance service", and delete the remainder of the line, and on line 16, delete "the injured person on account of the injuries received,"

AMENDMENT NO. 5

On page 1, line 17, after "provider" insert a comma "," and delete "or", and after "hospital, or" insert "ambulance services, or the"

AMENDMENT NO. 6

On page 2, line 1, after "provider" insert a comma "," and delete "or"

AMENDMENT NO. 7

On page 2, line 2, insert "or ambulance service"

AMENDMENT NO. 8

On page 2, delete lines 12 through 23

Rep. Fruge moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Fauchoux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	

Total—101

NAYS

Total—0

ABSENT

Capella	Tucker
Kennard	Walsworth

Total—4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1227—
BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315.40(2) and R.S. 46:236.3(A)(1), to enact R.S. 46:236.1.1 through 236.1.10, and to repeal R.S. 46:236.1, relative to child support programs; to provide for definitions; to provide for the responsibilities of the department; to provide for the promulgation of rules; to provide for the authority of the secretary; to provide for a financial institution data match system; to provide for the disclosure of records; to provide limitations of liability; to authorize consumer reporting; to direct the Louisiana State Law Institute to place the provisions of Part II of Chapter 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:231 through 261, into new Subparts A, B, and C and to amend the headings of Subparts B and C; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 1227 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:315.40(2)" delete "and" and insert a comma ",".

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 46:263.3(A)(1)," insert "and R.S. 47:1508(A)(1),"

AMENDMENT NO. 3

On page 18, between lines 19 and 20, insert the following:

"Section 3. R.S. 47:1508(A)(1) is hereby amended and reenacted to read as follows:

§1508. Confidential character of tax records

A. (1) Except as otherwise provided by law, the records and files of the secretary of the Department of Revenue or the records and files maintained pursuant to a tax ordinance, excluding ad valorem property taxes and ad valorem property tax assessment rolls, of any political subdivision are confidential and privileged, and no person shall divulge or disclose any information obtained from such records and files except in the administration and enforcement of the tax laws of this state or of a political subdivision of this state. Notwithstanding the provisions of this Section, upon the request of the secretary of the Department of Social Services or his designee, the secretary of the Department of Revenue shall provide to the Department of Social Services the address and social security number of the person designated by that department as an absent parent for the purpose of implementing the provisions of R.S. 46:236.1.1 et seq., the family and child support program.

* * *

AMENDMENT NO. 4

On page 18, line 20, change "Section 3." to "Section 4."

AMENDMENT NO. 5

On page 18, line 21, change "Section 4." to "Section 5."

AMENDMENT NO. 6

On page 18, line 25, change "Section 5." to "Section 6."

AMENDMENT NO. 7

On page 19, line 4, change "Section 6." to "Section 7."

AMENDMENT NO. 8

On page 19, line 8, change "Section 7." to "Section 8."

AMENDMENT NO. 9

On page 19, between lines 13 and 14, insert the following:

"Section 9. The Louisiana State Law Institute is hereby authorized and directed to replace or redesignate all citations in the Louisiana Revised Statutes of 1950 to those sections of Chapter 3 of Title 46 to conform to the redesignation of sections contained in this Act."

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AMENDMENT NO. 10

On page 19, line 14, change "Section 8." to "Section 10."

Rep. Bowler moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Odinet
Alexander	Futrell	Perkins
Ansardi	Gallot	Peychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Total—98		

NAYS

Total—0

ABSENT

Diez	Powell	Walsworth
Jackson, M	Smith, J.D.—50th	
Kennard	Tucker	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1279—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:1301, to enact R.S. 11:1336 through 1338, to designate R.S. 11:1301 through 1338 as Part I of Chapter 4 of Title 11 of the Louisiana Revised Statutes of 1950, and to enact Part II of said Chapter 4, to be comprised of R.S. 11:1341 through 1344, relative to the Louisiana State Police Retirement System; to provide for definitions; to create an excess benefit plan; to provide with respect to qualification of the retirement system

under Section 401(a) of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 1279 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 6, change "Louisiana State Police" to "State Police Pension and"

Rep. Schneider moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crane	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Nevers	
Total—100		

NAYS

Total—0

ABSENT

Diez	Pierre	Walsworth
Kennard	Powell	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1331—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:34(B)(1)(h)(vi), relative to birth certificates; to provide for the inclusion of the name of the father; to provide for certain evidence and procedures; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean to Reengrossed House Bill No. 1331 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "(vi)" insert "and (vii)"

AMENDMENT NO. 2

On page 1, line 3, after "father;" insert "to provide that the natural parent's name shall remain on a child birth certificate after an adoption;"

AMENDMENT NO. 3

On page 1, line 6, after "(vi)" delete "is" and insert "and (vii) are"

AMENDMENT NO. 4

On page 2, between lines 7 and 8, insert the following:

"(h)(vii) If the child is a legitimate child as provided in Civil Code Article 179, and a natural parent dies, the name of the natural parent shall remain on the child's birth certificate, if the child is later adopted.

* * *

Rep. Winston moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Fruge	Perkins
Alexander	Futrell	Psychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th

Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Downer
Downs
Durand
Erdey
Fannin
Farrar
Fauchaux
Flavin

Total—101

Johns
Katz
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish
Murray
Nevers

Smith, J.R.—30th
Sneed
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walker
Welch
Winston
Wright

NAYS

Total—0

ABSENT

Hill
Kennard
Total—4

Walsworth
Wooton

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1549—

BY REPRESENTATIVES DEWITT AND JOHNS

AN ACT

To amend and reenact R.S. 40:1299.44(C)(5), relative to the Medical Malpractice Act; to provide relative to the Patient's Compensation Fund; to provide for discovery; to provide for jury trials; to provide for the effect of certain provisions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1549 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "(C)(5)" insert "and (D)(2)(b)(x), (xi), and (xii)"

AMENDMENT NO. 2

On page 1, line 7, after "(C)(5)" delete "is" and insert "and (D)(2)(b)(x), (xi). And (xii) are"

AMENDMENT NO. 3

On page 2, at the beginning of line 1, after "(5)" insert "(a)

AMENDMENT NO. 4

On page 2, line 14, after "The" delete "court" and insert "trier of fact"

AMENDMENT NO. 5

On page 2, between lines 23 and 24, insert the following:

"(b) The board shall not be entitled to file a suit or otherwise assert a claim against any qualified health care provider as defined in R.S. 40:1299.41(A)(1) on the basis that the qualified health care provider failed to comply with the appropriate standard of care in treating or failing to treat any patient.

(c) The board may apply the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider provided at least one of the following conditions is met:

(i) A payment has been made to the claimant by, in the name of, or on behalf of the qualified health care provider whose percentage of fault the board seeks to allocate.

(ii) A payment has been made to the claimant by, in the name of, or on behalf of another qualified health care provider in order to obtain a dismissal or release of liability of the qualified health care provider whose percentage of fault the board seeks to allocate, provided that there shall be no separate credit or offset for the fault of an employer or other vicariously liable entity who was not independently negligent or otherwise at fault and who makes a payment in order to obtain a dismissal or release of liability of a single qualified health care provider for whom the payor is vicariously liable.

(iii) All or a portion of a payment made by another qualified health care provider, by the insurer of another qualified health care provider, or by the employer of another qualified health care provider has been attributed to or allocated to the qualified health care provider whose percentage of fault the board seeks to allocate, provided that there shall be no separate credit or offset for the fault of an employer or other vicariously liable entity who was not independently negligent or otherwise at fault and who makes a payment in order to obtain a dismissal or release of liability of a single qualified health care provider for whom the payor is vicariously liable.

(iv) A medical review panel has determined that the qualified health care provider whose percentage of fault the board seeks to allocate failed to comply with the appropriate standard of care and that the failure was a cause of the damage or injury suffered by the patient, or a medical review panel has determined that there is a material issue of fact, not requiring expert opinion, bearing on liability of the qualified health care provider whose percentage of fault the board seeks to allocate for consideration by the trier of fact.

(v) The qualified health care provider does not object within thirty days after notice of the board's intention to allocate the health care provider's percentage of fault is delivered via certified mail to the plaintiff, the qualified health care provider, and the qualified health care provider's professional liability insurer or to their attorneys.

(vi) The court determines, after a hearing in which the qualified health care provider whose percentage of fault the board seeks to allocate shall be given an opportunity to appear and participate, that there has been collusion or other improper conduct between the defendant health care providers to the detriment of the interests of the fund.

(d) Except where the sum of one hundred thousand dollars has been paid by, in the name of, or on behalf of the qualified health care provider whose percentage of fault the board seeks to allocate, in any case in which the board is entitled pursuant to the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider, the board shall have the burden of proving the negligence or fault of the qualified health care provider whose percentage of fault the board seeks to allocate.

(e) In approving a settlement or determining the amount, if any, to be paid from the patient's compensation fund, the trier of fact shall consider the liability of the health care provider as admitted and established where the insurer has paid its policy limits of one hundred thousand dollars, or where the self-insured health care provider has paid one hundred thousand dollars.

(f) In each instance in which a claimant seeks to recover any sum from the board, each qualified health care provider or insurer or employer of a qualified health care provider who has made or has agreed to make any payment, including any reimbursement of court costs, medical expenses, or other expenses, to the claimant, the claimant's attorney, or any other person or entity shall be required, not later than ten days after the filing of the petition for approval of the settlement, to file and serve upon the board an answer to the petition for approval of the settlement which sets forth a complete explanation of each such payment, to include the identity of each payee, the identity of each entity by or on whose behalf each payment has been or is to be made, each amount paid or to be paid directly or indirectly by, on behalf of, or which has been or is to be attributed or allocated to any qualified health care provider, the purpose of each such payment, and the precise nature of any collateral agreement which has been made or is to be made in connection with the proposed settlement.

* * *

D.

* * *

(2)

* * *

(b) In addition to such other powers and authority elsewhere expressly or impliedly conferred on the board by this Part, the board shall have the authority, to the extent not inconsistent with the provisions of this Part, to:

* * *

(x) Defend the fund from all claims due wholly or in part to the negligence or liability of a ~~non-covered health care provider or a product manufacturer, or both~~ anyone other than a qualified health care provider regardless of whether a ~~covered~~ qualified health care provider has settled and paid its statutory maximum or has been adjudged liable or negligent.

(xi) Defend the fund from all claims arising under R.S. 40:1299.44(D)(2)(b)(x) and obtain indemnity and reimbursement to the fund of all amounts for which ~~the non-covered health care provider and/or product manufacturer~~ anyone other than a qualified health care provider may be held liable. The right of indemnity and reimbursement to the fund shall be limited to that amount that the fund may be cast in judgment.

(xii) The right to apply the provisions of Civil Code Article 2323 or 2324, or both, to assert a credit or offset for the allocated percentage of negligence or fault of a qualified health care provider shall be governed by the provisions of R.S. 40:1299.44(C)(5)(c).

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 1549 by Representatives DeWitt and Johns

AMENDMENT NO. 1

On page 2, line 24, change "provision" to "provisions" and change "R.S. 40:1299.44(C)(5) is" to "R.S. 40:1299.44(C)(5)(a) and (e) are"

AMENDMENT NO. 2

On page 2, line 25, change "is" to "are"

Rep. Johns moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Capella	Hopkins	Schneider
Carter, K	Hudson	Schwegmann
Carter, R	Hunter	Shaw
Cazayoux	Hutter	Smith, G.—56th
Crane	Iles	Smith, J.D.—50th
Crowe	Jackson, L	Smith, J.H.—8th
Curtis	Jackson, M	Smith, J.R.—30th
Damico	Johns	Sneed
Daniel	Katz	Stelly
Dartez	Kenney	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Downer	Martiny	Townsend
Downs	McDonald	Triche
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Bowler	LaFleur	Walsworth
Bruneau	Lancaster	
Kennard	Tucker	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1797— BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact R.S. 3:3105(B) and to enact R.S. 3:3107, relative to the importation of cervid species; to provide for entry requirements of cervid species into Louisiana; to provide for

penalties; to provide for quarantines; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 11, change "B." to "B. (1)"

AMENDMENT NO. 2

On page 1, between lines 14 and 15 insert the following:

"(2) In addition to the penalty imposed in Paragraph (1) of this Subsection, the penalties provided in R.S. 56:32 may be imposed for violations of this Part."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 4, line 8, delete "in a state" and insert "within one hundred twenty-five-mile radius of"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 11, change "B." to "B.(1)"

AMENDMENT NO. 2

On page 1, between lines 14 and 15, insert the following:

"(2) In addition to the penalty imposed in Paragraph (1) of this Subsection, the penalties provided in R.S. 56:32 may be imposed by the commissioner for violations of this Part."

Rep. Kenney moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire

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Baylor	Hebert	Richmond
Beard	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Fannin	Morrell	Welch
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Frith	Nevers	
Fruge	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Bowler	Kennard	Walsworth
Erdey	Lancaster	
Flavin	Smith, J.D.—50th	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1891—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 15:542.1(H)(1), relative to registration of sex offenders; to provide relative to exceptions of registration requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1891 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 16, after "vacated" insert "~~or the offender is pardoned~~"

Rep. Baldone moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Frith	Odinet	
Total—103		

NAYS

Total—0

ABSENT

Kennard	Walsworth
Total—2	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1934—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 40:1299.96(A)(2)(b), relative to health care records; to provide that defense counsel and insurance companies shall have access to health care records; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 1934 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 16, after "patient," delete "or"

AMENDMENT NO. 2

On page 1, line 17, after "company" insert the following:

", or an insurance company requesting a patient's health information to determine the insurability of the patient"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1934 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 4, after "records;" insert "to provide with respect to the maximum costs for providing such services;"

AMENDMENT NO. 2

On page 1, line 16, after "or" and before "the defense" insert ", after suit has been instituted,"

AMENDMENT NO. 3

On page 2, line 7, after "hospitals" delete the remainder of the line and insert ", nursing homes, and"

AMENDMENT NO. 4

On page 2, line 8, delete "dollars and fifty cents for"

Rep. Baldone moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Frige	Perkins
Alexander	Futrell	Peychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Welch

Farrar
Fauchoux
Flavin
Total—99

Morrish
Murray
Nevers

Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Curtis
Jackson, M
Total—6

Kennard
Lucas

Strain
Walsworth

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

HOUSE BILL NO. 1968— BY REPRESENTATIVE LEBLANC AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for the funding of said agencies and purposes for the 2002-2003 Fiscal Year; and to provide for related matters.

The conference committee reports for the legislative instruments above lie over under the rules.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up and consider Conference Committee Reports at this time.

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up and consider House Bill No. 1968 at this time.

CONFERENCE COMMITTEE REPORT

House Bill No. 1968 By Representative LeBlanc

June 17, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1968 by Representative LeBlanc, recommend the following concerning the reengrossed bill:

1. That the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, be adopted.

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2. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

In the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, in Amendment No. 2, on page 1, line 7, change "14,400,000" to "\$9,400,000"

AMENDMENT NO. 2

In the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, in Amendment No. 15, on page 2, line 34, after "constitutional," delete the remainder of the line, and delete line 35 and on page 3, delete lines 1 and 2 and insert:

"the commissioner of administration is hereby authorized and directed to transfer this appropriation as follows: to 19-651 Louisiana School for the Visually Impaired in the amount of \$10,948; to 19-655 Louisiana Special Education Center in the amount of \$10,220; to 19-657 Louisiana School for Math, Science and the Arts in the amount of \$53,923; to 19-673 New Orleans Center for the Creative Arts in the amount of \$53,789; to 19-681 Subgrantee Assistance, for allocations to Type 2 charter schools, in the amount of \$283,479; and to 19-697 Nonpublic Education Assistance in the amount of \$17,032,500."

AMENDMENT NO. 3

In the set of amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 2003, in Amendment No. 17, on page 3, delete line 7, and insert:

"Section 2. The sum of Twenty-nine Million and no/100 (\$29,000,000.00)"

AMENDMENT NO. 4

On page 1, after line 19, insert:

"01-124 LOUISIANA STADIUM AND EXPOSITION DISTRICT"

Payable out of the State General Fund by Statutory Dedications out of the New Orleans Sports Franchise Fund for operating expenses	\$ 950,000"
---	-------------

AMENDMENT NO. 5

On page 2, at the beginning of line 2, change "01" to "04"

AMENDMENT NO. 6

On page 2, between lines 7 and 8, insert:

"EXPENDITURES:	
Archives and Records	\$ 94,341
Museums and other operations	\$ 42,121

TOTAL EXPENDITURES	\$ 136,462
---------------------------	-------------------

MEANS OF FINANCE:

State General Fund by:	
Fees & Self-generated Revenues	\$ 136,462

TOTAL MEANS OF FINANCING	\$ 136,462"
---------------------------------	--------------------

AMENDMENT NO. 7

On page 7, between lines 19 and 20, insert the following:

"Payable out of Federal Funds to the Uncompensated Care Costs Program for the payments of uncompensated care costs to rural hospitals	\$ 707,341
--	------------

Provided, however, that the hospitals receiving such payment shall certify Uncompensated Care Costs in the amount of \$992,341, which shall conform with rules and regulations of the Centers for Medicare and Medicaid Services."

AMENDMENT NO. 8

On page 14, between lines 2 and 3, insert the following:

"Section 7. Notwithstanding any provision of law to the contrary, including provisions of any Capital Outlay Act, the following appropriations are hereby made out of the interest earnings from the investment of general obligation bond or note proceeds in the Comprehensive Capital Outlay Escrow Account:

A. Metropolitan Development Center

Replace HVAC Systems Project No. 98-342-99B-02, Part 1	\$ 470,000
---	------------

Provided, however, that this appropriation shall be in lieu of the Priority 2 General Obligation Bond funding for this project contained in House Bill No. 2 of the 2003 Regular Session for this project.

B. Ruston Development Center

Life Safety Code Improvements Project No. 01-107-98-04, Part 66	\$ 310,000
--	------------

Provided, however, that \$225,000 of this appropriation shall be in lieu of the Priority 2 General Obligation Bond funding for this project contained in House Bill No. 2 of the 2003 Regular Session for this project.

C. Statewide Roofing, Waterproofing, and Related Repairs and Equipment Replacement

Project No. 01-107-97B-03, Parts EV and EZ	\$ 1,403,308
---	--------------

Provided, however, that this appropriation shall be in lieu of the Priority 2 General Obligation Bond funding contained in House Bill No. 2 of the 2003 Regular Session for this project.

D. Supplemental Funding

Louisiana University Marine Consortium Project No. 19-674-00B-01, Part 01	\$ 41,000
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E. Booker-Fowler Fish Hatchery

Project No. 16-514-90B-8, Pt. State of Louisiana through the Division of Administration v. Professional Engineering Consultants Corporation, et al.; Suit 486,073, Parish of East Baton Rouge	\$ 240,000
---	------------

The appropriation of monies in this Section shall be deemed to be and shall constitute approval by the Joint Legislative Committee on the Budget.

Section 8. Notwithstanding any provision of law to the contrary, including the provisions of R.S. 39:126, the following capital outlay change orders are hereby approved:

A. Louisiana University Marine Consortium

Project No. 19-674-00B-01, Part 01 Change
Order over \$50,000 \$ 70,070.82

B. Statewide Roofing Repair at State-owned Buildings District 3

Project No. 01-107-975-03, Part BM
Change Order over \$50,000 \$ 484,151

Provided, however, that the scope of this project is hereby increased to incorporate the completion of hurricane damage to various buildings with funds being provided by the office of risk management from insurance proceeds.

Provided, further, that the approval of the change orders in this Section shall be deemed to be and shall constitute approval by the Joint Legislative Committee on the Budget."

AMENDMENT NO. 9

On page 14, line 3, change "Section 7. to Section 9."

Respectfully submitted,

Representative Jerry Luke LeBlanc
Representative Charlie DeWitt
Representative Edwin R. Murray
Senator John L. "Jay" Dardenne
Senator John Hainkel
Senator Gregory Tarver

Rep. LeBlanc moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammitt	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell

Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Arnold	Kennard
Bruneau	Wright
Total—4	

The Conference Committee Report was adopted.

Suspension of the Rules

On motion of Rep. Welch, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 1956—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 40:2405.4, relative to peace officers; to require applicants for jobs as peace officers to provide a DNA sample and fingerprint prior to commencing the discharge of duties as a peace officer; to require law enforcement agencies to conduct criminal background checks of applicants for the job of peace officers; to provide for voluntary testing of currently employed peace officers; to provide for the adoption of rules; to provide for storage of DNA material and procedures prior to testing; to provide for purposes for which the DNA may be tested; to provide for alternative samples; to provide for definitions; to provide for penalties for unauthorized use of DNA samples; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1956 by Representative Welch

AMENDMENT NO. 1

On page 2, line 14, change "follicle of his hair" to "biological sample"

AMENDMENT NO. 2

On page 2, line 15, change "follicle" to "biological sample"

AMENDMENT NO. 3

On page 2, line 16, delete "of his hair"

Rep. Welch moved that the amendments proposed by the Senate be concurred in.

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ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	
Frith	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Kennard Wright
Total—2

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1981—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 14:106.2, relative to offenses affecting the general peace and order; to prohibit the engaging of certain sexual acts in public; to provide for criminal penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1981 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 12, after "dollars" change "or" to "and" and after "not" insert "less than ten days nor"

AMENDMENT NO. 2

On page 1, line 13, after "year" delete ", or both."

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Odinot
Alexander	Futrell	Perkins
Ansardi	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	
Total—101		

NAYS

Total—0

ABSENT

Kennard Walsworth
Waddell Wright
Total—4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2009 (Substitute for House Bill No. 1012 by Representative Devillier)—

BY REPRESENTATIVE DEVILLIER

AN ACT

To enact R.S. 40:962.1.1, relative to the Uniform Controlled Dangerous Substances Law; to provide for the crime of possession of twelve

grams or more of ephedrine, pseudoephedrine, or phenylpropanolamine or their salts; to provide for penalties; to provide for applicability; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2009 by Representative Devillier

AMENDMENT NO. 1

On page 2, after line 26, insert the following:

"(6) Any manufacturer, wholesaler, distributor, or retail business which sells, transfers, or otherwise furnishes products to customers for medicinal purposes, which products contain ephedrine, pseudoephedrine, or phenylpropanolamine or their salts, optical isomers, and salts of optical isomers, while acting within the scope and course of that business."

Rep. Devillier moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Total—99		

NAYS

Total—0

ABSENT

Daniel	Kennard	Wooton
Futrell	Odinet	Wright
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2014 (Substitute for House Bill No. 1224 by Representative Walsworth)— BY REPRESENTATIVES WALSWORTH, DEWITT, AND JOHNS AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(2)(c) and (I)(3) and (4) and 1299.47(A)(2)(c) and (I)(2)(b) and to enact R.S. 40:1299.47(I)(2)(c) and (d), relative to medical malpractice review panels; to provide for the failure to appoint an attorney chairman of the state and the private medical review panels within one year from the date of request; to provide for the dismissal of claims; to provide for unanimous decisions by state and private medical review panels; to provide for the payment of the costs; to provide for the posting of a cash or surety bond in certain circumstances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 2014 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 2, after "(I)", delete the remainder of the line and insert "(3), (4), and (5) and"

AMENDMENT NO. 2

On page 1, line 4, after "(d)" insert "and (3)"

AMENDMENT NO. 3

On page 1, line 12, after "(I)", delete the remainder of the line and insert "(3), (4), and (5) and "

AMENDMENT NO. 4

On page 1, line 14, after "(d)" insert "and (3)"

AMENDMENT NO. 5

On page 4, delete lines 4 through 6 in their entirety, and insert the following:

"shall swear under oath to the attorney chairman of the state medical review panel that the claimant cannot afford the costs of the state medical review panel as they accrue, then submit to the attorney chairman prior to the convening of the state medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181 et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the state medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the state medical"

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AMENDMENT NO. 6

On page 4, delete lines 22 through 26 in their entirety

AMENDMENT NO. 7

On page 5, delete lines 1 through 8 in their entirety and insert the following:

"defendant state or person covered by this Part shall not be required to post a cash or surety bond in the amount of all costs of the state medical review panel. However, upon the conclusion of the medical malpractice suit, the court shall order that the defendant state or person covered by this Part reimburse to the claimant the costs of the state medical review panel unless a final judgment is rendered finding that the defendant state or person covered by this Part has no liability for damages to the claimant."

AMENDMENT NO. 8

On page 5, between lines 8 and 9 insert the following:

"(5) If the state medical review panel decides that there is a material issue of fact bearing on liability for consideration by the court, the claimant and the state shall split the costs of the state medical review panel. However, in those instances in which the claimant is unable to pay his share of the costs of the state medical review panel, the claimant shall swear under oath to the attorney chairman of the state medical review panel that the claimant cannot pay his share of the costs of the state medical review panel as they accrue. The claimant's share of the costs of the state medical review panel shall then be paid by the state submit to the attorney chairman prior to the convening of the state medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181 et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the state medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the state medical review panel shall be paid by the state with the proviso that if the claimant subsequently receives a settlement or receives a judgment, the advance payment of the claimant's share of the costs of the state medical review panel shall be reimbursed by him to the state."

AMENDMENT NO. 9

On page 7, delete lines 9 through 12 in their entirety and insert the following:

"swear under oath to the attorney chairman of the medical review panel that said claimant cannot afford the costs of the medical review panel as they accrue, then the costs of the medical review panel shall be paid by the health care provider, submit to the attorney chairman prior to the convening of the medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181 et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the medical review panel shall be paid by the defendant health care provider with the proviso that if the claimant"

AMENDMENT NO. 10

On page 8, between lines 10 and 11, insert the following:

"(3) If the medical review panel decides that there is a material issue of fact bearing on liability for consideration by the court, the claimant and the health care provider shall split the costs of the medical review panel. However, in those instances in which the claimant is unable to pay his share of the costs of the medical review panel, the

claimant shall swear under oath to the attorney chairman of the medical review panel that said claimant cannot pay his share of the costs of the state medical review panel as they accrue. The claimant's share of the costs of the state medical review panel shall then be paid by the health care provider submit to the attorney chairman prior to the convening of the medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181 et seq., by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the medical review panel shall be paid by the defendant health care provider with the proviso that if the claimant subsequently receives a settlement or receives a judgment, the advance payment of the claimant's share of the costs of the medical review panel will be offset."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 2014 by Representative Walsworth

AMENDMENT NO. 1

On page 4, line 14, after "submitted" delete the remainder of the line and delete line 15 in its entirety and insert "an in forma pauperis ruling to the panel's attorney chairman, and thereafter"

AMENDMENT NO. 2

On page 7, line 18, after "submitted" delete the remainder of the line and delete line 19 in its entirety and insert "an in forma pauperis ruling to the panel's attorney chairman, and thereafter the"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed House Bill No. 2014 by Representative Walsworth

AMENDMENT NO. 1

On page 8, between lines 11 and 12, insert the following:

"Section 2. The provisions of this Act shall apply only to a claim filed on or after the effective date of this Act."

AMENDMENT NO. 2

On page 8, line 12, after "Section" change "2" to "3"

Rep. Walsworth moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider

Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Frige	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Crowe	Kennard
Daniel	Wright
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2017 (Substitute for House Bill No. 641 by Representative Winston)—
BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 15:587.1(H), relative to the Louisiana Bureau of Criminal Identification and Information; to provide with respect to the duty to provide information; to provide that licensed child placement agencies and persons authorized to conduct preplacement home studies shall have access to criminal history information on certain persons; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 2017 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 15:587(B) and to"

AMENDMENT NO. 2

On page 1, line 6, after the semicolon ";" insert "to provide for fingerprinting services by such bureau under certain circumstances; to authorize fees for such services;"

AMENDMENT NO. 3

On page 1, line 9, after "1." insert "R.S. 15:587(B) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"§587. Duty to provide information; processing fees; Louisiana Bureau of Criminal Identification and Information

* * *

B.(1) The bureau may charge a processing fee of twenty-six dollars for information provided to any agency or entity statutorily eligible to receive this information, except another state or local law enforcement agency, pursuant to a request to assist the agency in performing a screening function as part of any regulatory or licensing scheme. Payment of the processing fee shall accompany the request for such information and shall be deposited by the bureau immediately upon receipt into the Criminal Identification and Information Fund.

(2) The bureau may charge a processing fee of ten dollars for fingerprinting of any individual. Payment of the processing fee shall accompany the request for fingerprinting and shall be deposited by the bureau immediately upon receipt into the Criminal Identification and Information Fund.

* * *

Rep. Winston moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Frige	Perkins
Alexander	Futrell	Psychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston

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Flavin
Total—102

Nevers

Wooton

NAYS

Total—0

ABSENT

Kennard
Total—3

Montgomery

Wright

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 52—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 29:732.1, relative to states of emergency; to prohibit telemarketing activity during a declared state of emergency; to provide for definitions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 52 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 2 change "R.S. 29:732.1" to "Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.21 through 844.23"

AMENDMENT NO. 2

On page 1, line 6 change "R.S. 29:732.1" to "Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.21 through 844.23,"

AMENDMENT NO. 3

On page 1, between lines 6 and 7 insert the following:

"Chapter 8-I. TELEPHONIC SOLICITATION
PROHIBITED DURING STATE OF EMERGENCY

AMENDMENT NO. 4

On page 1, line 7 change "732.1" to "844.21"

AMENDMENT NO. 5

On page 2, between lines 9 and 10 insert the following:

"(3) "Commission" means the Louisiana Public Service Commission.

§844.22. Duties of the commission

A. Upon declaration of a state of emergency by the governor, the commission shall immediately notify such telephonic solicitor that an emergency has been declared and that during such state of emergency telephonic solicitation is prohibited.

B. The commission shall adopt and formulate rules and regulations to implement the provisions of this Chapter."

AMENDMENT NO. 6

On page 2, delete lines 10 through 15 and insert the following:

"§844.23. Violations; penalties

A. The commission shall investigate any complaint received concerning violations of this Chapter. If, after investigating such complaint, the commission finds there has been a violation of this Chapter, the commission, after notice and hearing, shall impose an administrative penalty against the telephonic solicitor not to exceed one thousand five hundred dollars for each violation.

B. Any telephonic solicitor found by the commission to be in violation of this Chapter, who refuses to pay the fine assessed, shall after notice and hearing, be assessed additional cost and reasonable attorney fees related to the collection of the fine."

AMENDMENT NO. 7

On page 2, line 16 change "D." to "C." and change "Section" to "Chapter"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 52 by Representative Gary Smith

AMENDMENT NO. 1

On page 2, line 3, after "organization" insert ", except for the American Red Cross"

Rep. Gary Smith moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Peychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Romero
Beard	Honey	Salter
Bowler	Hopkins	Scalise
Broome	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Hutter	Shaw
Capella	Iles	Smith, G.—56th
Carter, K	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Farrar	Morrell	Welch

Faucheux	Morrish	Winston
Frith	Murray	Wright
Früge	Nevers	
Futrell	Odinet	
Total—97		

NAYS

Perkins
Total—1

ABSENT

Carter, R	Flavin	Wooton
Erdey	Kennard	
Fannin	Sneed	
Total—7		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 133— BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 36:801.1(A) and 803(A), R.S. 44:5(A), and R.S. 49:191(13)(c) and 968(B)(1), to enact R.S. 36:4.1(G), and to repeal R.S. 36:4.1(B)(2), relative to economic development; to provide for the transfer of certain licensing agencies; to provide relative to public records; to provide for the termination of certain state entities; to provide for the review of agency rules; to provide for the transfer of the Louisiana State Racing Commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 133 by Representative Pinac

AMENDMENT NO. 1

On page 1, delete line 3 and insert "49:968(B)(1), to enact R.S. 36:4.1(G) and R.S. 49:191(14), and to repeal"

AMENDMENT NO. 2

On page 1, line 4 after "R.S. 36:4.1(B)(2)" and before the comma ",", insert "and R.S. 49:191(13)(c)"

AMENDMENT NO. 3

On page 4, delete lines 22 through 25 and insert the following:

"(14) July 1, 2006;

(a) Those entities transferred to or placed within the office of the governor pursuant to R.S. 36:4(V) and 4.1."

AMENDMENT NO. 4

On page 5, line 23 after "R.S. 36:4.1(B)(2)" and before "hereby" delete "is" and insert "and R.S. 49:191(13)(c) are"

AMENDMENT NO. 5

On page 4, line 11, change "R.S. 49:191(13)(c) and 968 (B)(1) are" to "R.S. 49:968(B)(1) is" and on line 12, after "reenacted" insert "and R.S. 49:191 (14) is hereby enacted"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 133 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No.4 proposed by the Senate Committee Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 5, 2003, on line 14, at the end of the line insert "; and following "in" and before "entirety" change "its" to "their""

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Psychaud
Alexander	Green	Pierre
Ansardi	Guillory	Pinac
Arnold	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennedy	Sneed
Damico	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Downer	Martiny	Townsend
Downs	McDonald	Triche
Durand	McVea	Tucker
Fannin	Montgomery	Waddell
Farrar	Morrell	Walker
Faucheux	Morrish	Welch
Frith	Murray	Winston
Früge	Nevers	Wooton
Futrell	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Carter, K	Erdey	Kennard
Daniel	Flavin	Walsworth
Total—6		

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The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 150— BY REPRESENTATIVE TUCKER

AN ACT

To enact R.S. 45:844.4 and 844.8, relative to telephonic solicitations; to provide relative to solicitations to wireless subscribers; to provide for definitions; to prohibit certain solicitations; to provide for responsibility; to provide for investigations and penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 150 by Representative Tucker

AMENDMENT NO. 1

On page 1, delete line 2 through 16 and insert the following:

"To amend and reenact R.S. 45:844.12(3), relative to telephonic solicitation; to provide for mobile telecommunication services; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 45:844.12(3) is hereby amended to read as follows:

§844.12. Definitions

As used in this Chapter, the following terms and phrases shall have the meanings hereinafter ascribed to them:

* * *

(3) "Residential telephonic subscriber" means any natural person who has subscribed to residential telephonic service from a telecommunications service provider or a provider of mobile telecommunications service as defined in R.S. 47:301(14)(i)(ii)(bb), or any other natural person living or residing with such person.

* * *"

AMENDMENT NO. 2

Delete pages 2 through 5 in their entirety.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 150 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 5, 2003, on line 7, following "amended" and before "to" insert "and reenacted"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 150 by Representative Tucker

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 and 2, proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 5, 2003

Rep. Tucker moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Peychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Darte	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Total—101		

NAYS

Total—0

ABSENT

Erdey	McVea
Kennard	Perkins
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 154—
BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 18:463(A)(2) and to enact R.S. 18:495, relative to qualifying for public office; to provide for the notice of candidacy; to require certain certifications; to provide for actions objecting to candidacy under certain circumstances; to provide for payment of attorney fees and court costs under certain circumstances; to provide for criminal penalties; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pitre, the above bill was withdrawn from the files of the House.

HOUSE BILL NO. 201—

BY REPRESENTATIVE WALKER AND SENATOR HINES

AN ACT

To amend and reenact R.S. 33:130.581(A), 130.582(A)(introductory paragraph) and (5) and (B), and 130.584(A), (B)(introductory paragraph) and (1), (2), (5), (10), (11), and (14), and (C)(2) and to enact R.S. 33:130.582(A)(6), (7), and (8) and 130.584(B)(15), (16), (17), (18), and (19), relative to the Economic Development Board for the Parish of Avoyelles; to increase the membership of the board; to provide relative to the membership of the advisory board to the economic development board; to provide relative to the appointment of advisory board members; to provide relative to the terms of office of the members of such boards; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 201 by Representative Walker

AMENDMENT NO. 1

On page 2, line 25, change "fifteen" to "sixteen"

AMENDMENT NO. 2

On page 3, line 1, change "Eight" to "Nine"

AMENDMENT NO. 3

On page 3, line 2, change "eight" to "nine"

AMENDMENT NO. 4

On page 3, line 17, change "four" to "five"

AMENDMENT NO. 5

On page 5, line 5 after "parish" insert ", appointed by the Louisiana AFL-CIO"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 201 by Representative Walker

AMENDMENT NO. 1

On page 3, lines 20 and 21, change "(6) and (7)" to "(7) and (8)"

Rep. Walker moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Darte	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Erdey	Kennard
Total—2	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 335—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3561(D) and 3561.1(A) and (B), relative to consumer credit; to provide relative to consumer loan licensees; to provide for change of control; to provide relative to fees for consumer loan licenses; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pinac, the bill was returned to the calendar.

HOUSE BILL NO. 363—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 40:1496.17(D), relative to the Parishwide Fire Protection District of Red River Parish; to provide relative to the administration of funds of the district; to provide that the board of commissioners of the district shall administer such funds; to provide for implementation; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 363 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:1496.17(D)" insert "and 1502.10(A)" and after "relative to" delete the remainder of the line and insert "fire protection districts;"

AMENDMENT NO. 2

On page 1, line 3, delete "Protection District of Red River Parish;"

AMENDMENT NO. 3

On page 1, line 4 after "of the" delete "district" and insert "Fire Protection District of Red River Parish"

AMENDMENT NO. 4

On page 1, line 6, after "implementation;" insert "to authorize the governing authority of the Fire Protection District No.1 of Caddo Parish, subject to voter approval, to establish and collect a service charge or rates of service charges;"

AMENDMENT NO. 5

On page 1, after line 17, insert the following:

"Section 2. R.S. 40:1502.10(A) is hereby amended and reenacted to read as follows:

§1502.10. Service charge authorized for Fire Protection District No. 1, Fire Protection District No. 3, and Fire Protection District No. 7 of Caddo Parish; assessment and collection

A. The governing authority of Fire Protection District No. 1, the governing authority of Fire Protection District No. 3, and the governing authority of Fire Protection District No. 7 of Caddo Parish are hereby authorized to establish, by majority vote of the members of the authority, a service charge or rates of service charges to be assessed persons owning each residential or commercial structure, whether occupied or unoccupied, located wholly or partly within the boundaries of the fire protection district, subject to the provisions of Subsection B of this Section. For purposes of this Section, each residential or commercial unit in a structure and each housing unit within a multiple dwelling structure shall be considered a separate structure, and a mobile home, as defined in R.S. 9:1149.2(3), shall be considered a structure. Such service charges or rates of service charges shall be established by

the governing authority of such district and shall be framed so as to cover and shall be used for the costs of any or all fire protection, emergency medical transportation, and all emergency services incidental thereto.

* * *

AMENDMENT NO. 6

On page 2, line 1, change "2" to "3"

AMENDMENT NO. 7

On page 2, line 8, change "3" to "4"

AMENDMENT NO. 8

On page 2, lines 13 and 18, change "and 3" to ", 3 and 4"

Rep. Salter moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammitt	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Dartez	Kennard
Total—2	

The amendments proposed by the Senate were concurred in by the House.

SENATE BILL NO. 397—
BY SENATOR FONTENOT

AN ACT

To enact Part I of Chapter 23 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:7741, relative to mosquito abatement; to authorize Livingston Parish to collect a mosquito abatement service charge on their local utility bill; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 397 by Representative Green

AMENDMENT NO. 1

On page 1, at the end of line 9, change "married person" to "woman"

AMENDMENT NO. 2

On page 1, at the beginning of line 10, after "at" and before "option" change "his" to "her"

AMENDMENT NO. 3

On page 1, line 10, change "his surname, his" to "her maiden name, her"

AMENDMENT NO. 4

On page 1, line 11, after "widowed" and before "or" insert a comma "," and insert "divorced,"

AMENDMENT NO. 5

On page 1, at the end of line 11, change "person" to "woman"

AMENDMENT NO. 6

On page 1, line 12, change "his surname" to "her maiden name"

AMENDMENT NO. 7

On page 1, line 12, after "of" and before "deceased" change "his" to "her"

AMENDMENT NO. 8

On page 1, delete lines 14 through 16 in their entirety

AMENDMENT NO. 9

On page 2, delete lines 1 and 2 in their entirety

Rep. Green moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Crane	Kennard
Total—2	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 453—
BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 9:5607, relative to civil liability for damages; to provide for peremption of actions for damages against a professional engineer, surveyor, and architect; to provide for a prescriptive period for such actions; to provide for applicability; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 453 by Representative Hammett

AMENDMENT NO. 1

On page 2, line 4, after "venue" delete the remainder of the line and delete lines 5 through 8 in their entirety

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AMENDMENT NO. 2

On page 2, line 23, after "C." delete the remainder of the line and delete line 24 in its entirety

AMENDMENT NO. 3

On page 2, line 25, delete "Article 3447."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Ellington and Michot to Reengrossed House Bill No. 453 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 4, after "surveyor," insert "professional interior designer,"

AMENDMENT NO. 2

On page 1, line 8, after "surveyor," insert "professional interior designer,"

AMENDMENT NO. 3

On page 1, line 13, after "37:141," insert "or professional interior designer, or licensee as defined in R.S. 37:3171,"

Rep. Hammett moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston

Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Crane	Kennard
Total—2	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 469—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 56:643(B)(2), relative to hunting and fishing licenses; to provide for qualifications for a license available to state residents on active military duty; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 469 by Representative Salter.

AMENDMENT NO. 1

On page 1, line 18, between "state," and "This" insert the following:

"A copy of the prior year's income tax return or a copy of the applicant's voter registration card shall constitute sufficient proof of residence."

AMENDMENT NO. 2

On page 2, below line 11, add the following:

"Section 2. The Louisiana State Law Institute shall merge the provisions of this Act amending R.S. 56:643(B)(2) with the provisions of that Act which originated as House Bill No. 749 of the 2003 Regular Session amending R.S. 56:643(B)(2). In the event of any conflict between the provisions of this Act and those of any other Act adopted by the legislature at its Regular Session in 2003, specifically the Act which originated as House Bill No. 749 of the 2003 Regular Session, regardless of which Act is adopted later or signed later by the governor, the provisions of this Act shall prevail."

Rep. Salter moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Quezaire

Baldone	Hammett	Richmond
Baudoin	Heaton	Romero
Baylor	Hebert	Salter
Beard	Hill	Scalise
Bowler	Honey	Schneider
Broome	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, G.—56th
Capella	Hutter	Smith, J.D.—50th
Carter, K	Iles	Smith, J.H.—8th
Carter, R	Jackson, L	Smith, J.R.—30th
Cazayoux	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Frige	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Crane	Katz	Powell
Diez	Kennard	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 501—
BY REPRESENTATIVE SWILLING
AN ACT

To enact R.S. 33:9076, to create the Lake Barrington Subdivision Improvement District; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to taxes or fees to be levied and collected in the district; to provide relative to district plans; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 501 by Representative Swilling

AMENDMENT NO. 1

On page 2, lines 20 and 23, change "the" to "any"

AMENDMENT NO. 2

On page 3, line 1, change "the" to "any"

AMENDMENT NO. 3

On page 6, between lines 16 and 17 insert:

"(8) Any such unpaid tax or fee will be added to the tax rolls of the city and shall be enforced with the same authority and subject to the same penalties and procedures as are unpaid ad valorem taxes."

AMENDMENT NO. 4

On page 6, line 17, change "(8)" to "(9)"

AMENDMENT NO. 5

On page 6, at the end of line 25, insert "The city may retain one percent of the amount collected as a collection fee."

Rep. Swilling moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Frige	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Downer	Kennard
Total—2	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 622—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 622 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, change "32:1252(10)" to "32:398(K)(1), 1252(10),"

AMENDMENT NO. 2

On page 1, line 5, between "audits;" and "and" insert the following:

"to provide for assessment of certain fees to provide copies of reports concerning motor vehicles involved in accidents;"

AMENDMENT NO. 3

On page 1, between line 7 and 8, insert the following:

"Section 1. R.S. 32:398(K)(1) is hereby amended and reenacted to read as follows:

§398. Accident reports; when and to whom made; information aid; fees for copies; fees for accident photographs

* * *

K.(1)(a) The reports required by this Section, and the information contained in the reports, shall be confidential, shall be exempt from the provisions of R.S. 44:1 et seq., and shall be made available only: to the parties to the accident, parents or guardians of a minor who is a party to the accident, and insurers of any party which is the subject of the report; to the succession representatives of those parties, or to the attorneys of the parties or succession representatives; or to a news-gathering organization that requests documents related to the accident. Upon request, accident reports shall be made available to the above-enumerated persons within seven working days following the completion of the accident investigation.

(b) In any parish with a population exceeding four hundred seventy-five thousand as of the most recent federal decennial census, the local police department may charge a reasonable fee, not to exceed the sum of twenty dollars, to provide copies of accident reports. State departments and agencies shall not be required to pay such fee."

AMENDMENT NO. 4

On page 1, line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, below line 17, add the following:

"Section 3. The provisions of this Act which amend and reenact R.S. 32:398(K)(1) shall supersede and prevail over the amendment to R.S. 32:398(K)(1) as proposed in the Act which originated as Senate Bill No. 773 of this 2003 Regular Session."

Rep. Pinac moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, M	Smith, J.H.—8th
Cazayoux	Johns	Sneed
Crane	Katz	Stelly
Crowe	Kenney	Strain
Curtis	Lancaster	Swilling
Damico	Landrieu	Thompson
Daniel	LeBlanc	Toomy
Dartez	Lucas	Townsend
Devillier	Martiny	Triche
Doerge	McDonald	Tucker
Downer	McVea	Waddell
Downs	Montgomery	Walker
Durand	Morrell	Walsworth
Erdey	Morrish	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Faucheux	Odinot	Wright
Flavin	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Diez	Jackson, L	Smith, J.R.—30th
Frith	Kennard	
Hutter	LaFleur	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 633—
BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 49:170.8, to designate the Creole Tomato as the state vegetable plant; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 633 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 3, after "plant;" insert "to designate the sweet potato as the state vegetable;"

AMENDMENT NO. 2

On page 1, line 6, at the end of the line insert "; state vegetable"

AMENDMENT NO. 3

On page 1, line 7, before "There" insert "A."

AMENDMENT NO. 4

On page 1, after line 10 insert the following:

"B. There shall be an official state vegetable. The official state vegetable shall be the sweet potato. Its use on official documents of the state and with the insignia of the state is hereby authorized."

Rep. Hutter moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gallot	Perkins
Alexander	Glover	Psychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Pitre
Baylor	Heaton	Powell
Broome	Hebert	Richmond
Bruce	Hill	Romero
Bruneau	Honey	Salter
Carter, R	Hopkins	Schneider
Cazayoux	Hudson	Schwegmann
Crane	Hunter	Shaw
Crowe	Hutter	Smith, G.—56th
Curtis	Iles	Smith, J.D.—50th
Damico	Jackson, L	Smith, J.H.—8th
Daniel	Johns	Sneed
Dartez	Katz	Stelly
Diez	Kenney	Strain
Doerge	LaFleur	Swilling
Downer	Lancaster	Townsend
Downs	LeBlanc	Triche
Durand	Lucas	Tucker

Erdey
Fannin
Farrar
Fauchaux
Flavin
Frith
Fruge
Futrell
Total—89

McDonald
McVea
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet

Waddell
Walker
Walsworth
Welch
Winston
Wooton
Wright

NAYS

Mr. Speaker
Baudoin
Beard
Bowler
Total—11

Carter, K
Devillier
Jackson, M
Martiny

Scalise
Thompson
Toomy

ABSENT

Capella
Kennard
Total—5

Landrieu
Quezaire

Smith, J.R.—30th

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 713—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 32:295(A), (B)(2), (C), (D), and (H) and to enact R.S. 32:295(B)(3), (I), and (J), relative to child passenger restraint systems in motor vehicles; to provide for the age at which certain child restraint systems shall be used; to provide for definitions; to provide for situations in which passenger side airbag systems are activated; to provide relative to the nature of certain violations; to provide relative to penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Dupre to Reengrossed House Bill No. 713 by Representative Hutter (Duplicate of Senate Bill No. 287)

AMENDMENT NO. 1

On page 1, line 2, after "(C)," delete the remainder of the line and insert in lieu thereof the following:

"and (D) and to enact"

AMENDMENT NO. 2

On page 1, line 3, change "32:295(B)(3), (I), and (J)," to "32:295(B)(3) and (I),"

AMENDMENT NO. 3

On page 1, delete line 7 in its entirety and insert in lieu thereof the following:

"provide for an effective date;"

AMENDMENT NO. 4

On page 1, line 8, delete "to penalties;"

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AMENDMENT NO. 5

On page 1, line 10, after "(B)(2)," delete the remainder of the line in its entirety and insert in lieu thereof the following:

"(C), and (D) are hereby"

AMENDMENT NO. 6

On page 1, line 11, change "32:295(B)(3), (I), and (J)," to "32:295(B)(3) and (I),"

AMENDMENT NO. 7

On page 2, line 7, delete "younger than"

AMENDMENT NO. 8

On page 2, line 26, immediately after "available" delete the period "." and add the following:

"and the child weighs more than forty pounds."

AMENDMENT NO. 9

On page 3, line 1, change "and" to "or"

AMENDMENT NO. 10

On page 3, between lines 5 and 6, insert the following:

"(3) A child who because of age or weight can be placed in more than one category shall be placed in the more protective category."

AMENDMENT NO. 11

On page 3, line 13, delete "that"

AMENDMENT NO. 12

On page 3, line 18, change "a" to "the"

AMENDMENT NO. 13

On page 3, line 20, immediately after "system" insert a comma "," and delete "such"

AMENDMENT NO. 14

On page 4, delete lines 4 through 22 in their entirety.

AMENDMENT NO. 15

On page 4, line 23, change "I." to "I."

Rep. Hutter moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre

Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Broome	Honey	Schwegmann
Bruce	Hopkins	Shaw
Bruneau	Hunter	Smith, G.—56th
Capella	Iles	Smith, J.D.—50th
Carter, K	Jackson, L	Smith, J.H.—8th
Carter, R	Jackson, M	Sneed
Damico	Johns	Stelly
Daniel	Katz	Strain
Dartez	Kenney	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Tucker
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Nevers	
Total—91		

NAYS

Total—0

ABSENT

Cazayoux	Hutter	Salter
Crane	Kennard	Smith, J.R.—30th
Crowe	LaFleur	Triche
Curtis	Perkins	Waddell
Hudson	Powell	
Total—14		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 775—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 34:1951(A), relative to the South Tangipahoa Parish Port Commission; to provide relative to the compensation paid to members of such commission; to prohibit compensation, per diem, or travel reimbursement to be paid to such commissioners; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 775 by Representative Powell

AMENDMENT NO. 1

On page 2, delete lines 3 and 4, and insert the following:

"member shall serve without compensation and shall not receive a per diem. The commission shall"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Engrossed House Bill No. 775 by Representative Powell

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 5 and insert "R.S. 34: 3472(13)(introductory paragraph), 3474(B)(2)(b), and 3480(A) and (C) and to enact R.S. 34:3472(13)(g), relative to the Millennium Port Commission; to provide relative to nominees of the Millennium Port Authority; to provide relative to the participation of the West Cameron Port Commission; to provide for nomination to the port commissioners; and to"

AMENDMENT NO. 2

On page 1, delete lines 7 through 9

AMENDMENT NO. 3

On page 1, delete line 11, and insert the following:

"Section 1. R.S. 34:3472(13)(introductory paragraph), 3474(B)(2)(b), and 3480(A) and (C) are hereby amended and reenacted and R.S. 34:3472(13)(g) is hereby enacted to read"

AMENDMENT NO. 4

On page 1, delete lines 13 through 17 and delete page 2 and insert the following:

"§3472. Definitions

For the purposes of this Chapter, unless the context clearly otherwise requires, the following definitions shall apply and shall be equally applicable to both the singular and plural forms of any of the defined terms:

* * *

(13) "~~Six~~ Seven deepwater ports" mean the following:

* * *

(g) The West Cameron Port Commission.

* * *

§3474. Board of commissioners; qualifications; selection; term; vacancies; compensation

* * *

B.

* * *

(2) The appointed voting commissioners shall be chosen as follows:

* * *

(b) Two shall be selected from a list of ~~six~~ seven nominees submitted by Louisiana's ~~five~~ six remaining deepwater ports and Port Fourchon, with each deepwater port and Port Fourchon recommending one nominee, who shall serve initial terms of five years.

* * *

§3480. Protection of deepwater ports and pre-existing offshore terminals

A. To prevent impairment of the bonds of the ~~six~~ seven deepwater ports as defined in Article VI, Section 43 of the Constitution of Louisiana, other non-deepwater ports, harbors, and related authorities, and the deepwater terminal facility of the offshore terminal authority, and to recognize the existing authority of and functions performed by the established ports and harbors of Louisiana, it is hereby recognized that the function, power and authority of the various existing port authorities established pursuant to R.S. 34:340.1 et seq. and Article VI, Section 43 of the Constitution of Louisiana, the offshore terminal authority, and other non-deepwater ports, harbors, and related authorities established by specific constitutional provision or by state law are not to be diminished by the jurisdiction and powers exercised by the authority except as provided in this Chapter.

* * *

C. The authority, in establishing or enacting its rates and charges for cargo, shall consider the overall economic impact on the economy of the ~~six~~ seven deepwater ports and the offshore terminal authority, and its charges and rates shall be compensatory.

* * *

Rep. Powell moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Welch
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Flavin	Murray	
Frith	Nevers	
Total—97		

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NAYS

Total—0

ABSENT

Daniel	Kennard	Tucker
Faucheux	Romero	Walsworth
Heaton	Toomy	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 841—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 22:212(7)(c), relative to health and accident insurance; to provide relative to the method of delivery of health and accident insurance policies to policyholders by insurers or agents; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 841 by Representative Ansardi

AMENDMENT NO. 1

On page 2, at the end of line 11, add "electronically"

Rep. Ansardi moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche

Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Carter, R	Kennard
Total—2	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 849—

BY REPRESENTATIVES MARTINY AND BRUCE

AN ACT

To enact R.S. 14:35.3, relative to offenses against the person; to create the crime of domestic abuse battery; to provide for definitions; to provide for criminal penalties; to provide for additional penalties when a minor child twelve years or younger is present during the commission of a domestic abuse battery; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 849 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:35.3" insert "and 143(C)(18)"

AMENDMENT NO. 2

On page 1, line 6, after "battery;" insert "to provide relative to domestic abuse battery as a comparable felony to which a local governing authority may enact an ordinance;"

AMENDMENT NO. 3

On page 1, line 15, delete "or formerly" and after "residence" insert "or living in the same residence within five years of the occurrence of the domestic abuse battery"

AMENDMENT NO. 4

On page 5, line 17, change "All criminal offense" to "Any crime of violence, as defined in R.S. 14:2(13),"

AMENDMENT NO. 5

On page 5, line 18, delete ", with the" and on line 19, delete "exception of defamation and negligent injuring,"

AMENDMENT NO. 6

On page 6, after line 2, insert the following:

"* * *

"§143. Preemption of state law; exceptions

* * *

C. The offense defined in the ordinance shall be comparable to one of the following state laws:

* * *

(18) R.S. 14:353.3 (domestic abuse battery).

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 849 by Representative Martiny

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 4, 2003, between lines 19 and 20, insert "Section 2. R.S. 14:143(C)(18) is hereby enacted to read as follows:"

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammitt	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton

Frith
Fruge
Total—101

Odinet
Perkins

Wright

NAYS

Total—0

ABSENT

Bruce
Damico
Total—4

Kennard
Morrish

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 883—

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 33:2870, 2891.4, 4720.16(C), 4720.29(A), and 4720.30(C) and to enact R.S. 33:2881, 4720.16(D), and 4720.29(D), relative to the post-adjudication sale or donation of adjudicated property; to authorize the purchaser or donee of such property to record an affidavit relative to notice procedures; to provide relative to the cancellation of encumbrances recorded against such property and to require the clerks of court to cancel encumbrances recorded against such property; to exempt such property from certain provisions governing the transfer of property acquired by the state or political subdivisions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Holden to Engrossed House Bill No. 883 by Representative Broome

AMENDMENT NO. 1

On page 1, lines 2 and 13, delete "4720.29(A)."

AMENDMENT NO. 2

On page 2, line 3, delete the following: "The clerk of court shall cancel such liens, privileges, mortgages, and other encumbrances upon recordation of the post-adjudicating act of sale, except as provided by this Subpart."

AMENDMENT NO. 3

On page 3, line 20, after "conveyance" insert "and mortgage"

AMENDMENT NO. 4

On page 3, line 25, delete the following: "The clerk of court shall"

AMENDMENT NO. 5

On page 4, delete lines 1 and 2

AMENDMENT NO. 6

On page 4, delete lines 7 through 25

AMENDMENT NO. 7

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On page 5, delete lines 1 and 2

AMENDMENT NO. 8

On page 5, line 14, after "donated." delete the remainder of the line and delete lines 15 through 17

Rep. Broome moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinot
Alexander	Gallot	Perkins
Ansardi	Glover	Peychaud
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Darte	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Welch
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Frith	Murray	
Total—98		

NAYS

Total—0

ABSENT

Carter, R	Pierre	Winston
Durand	Tucker	
Kennard	Walsworth	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 927—

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 46:18, relative to disability; to provide for access to medical records; to provide for costs associated with photocopying; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 927 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 8, after "furnish" insert "to the claimant upon request"

AMENDMENT NO. 2

On page 1, line 9, delete "a claim or appeal" and insert "his filing for social security disability benefits or supplemental security income benefits"

AMENDMENT NO. 3

On page 1, line 12, after "page" and before the period ".", insert the following: "except that the amount due shall not be less than the amount paid by the Department of Social Services for such copies. Payment for any copies made in connection with disability determinations shall be made to the health care provider's agent instead of the health care provider when the agent makes the copies."

Rep. Guillory moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Peychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Darte	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston

Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Frige	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Carter, R	Kennard
Total—2	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 941— BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:255.2, relative to public contracts of the Department of Transportation and Development; to provide relative to the performance of surety companies when a contractor defaults; to reduce the time allowed for a surety company to respond to notification of a contractor's default; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 941 by Representative Diez

AMENDMENT NO. 1

On page 1, line 14, change "thirty" to "fifteen"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed House Bill No. 941 by Representative Diez

AMENDMENT NO. 1

Delete Senate Committee Amendment No.1 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 10, 2003.

AMENDMENT NO. 2

On page 1, line 16 delete "to assume" and insert "assuming"

AMENDMENT NO. 3

On page 1, line 17, delete "procure" and insert "procuring, or tendering"

AMENDMENT NO. 4

On page 1, line 17 after "of the project," insert "the bond penal sum."

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frige	Nevers
Alario	Futrell	Odinot
Alexander	Gallot	Perkins
Ansardi	Glover	Peychaud
Arnold	Green	Pierre
Baldone	Guillory	Pinac
Baudoin	Hammett	Pitre
Baylor	Heaton	Powell
Beard	Hebert	Quezaire
Bowler	Hill	Richmond
Broome	Honey	Romero
Bruneau	Hopkins	Salter
Capella	Hudson	Scalise
Carter, K	Hutter	Schneider
Cazayoux	Iles	Schwegmann
Crane	Jackson, L	Shaw
Crowe	Jackson, M	Smith, G.—56th
Curtis	Johns	Smith, J.D.—50th
Damico	Katz	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Stelly
Diez	Landrieu	Strain
Doerge	LeBlanc	Swilling
Downer	Lucas	Thompson
Downs	Martiny	Toomy
Durand	McDonald	Townsend
Erdey	McVea	Waddell
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Frith	Murray	Wooton
Total—96		

NAYS

Total—0

ABSENT

Bruce	Hunter	Tucker
Carter, R	Kennard	Walker
Flavin	Triche	Wright
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 964— BY REPRESENTATIVE LEBLANC AN ACT

To amend and reenact Section 3(A) of Act No. 38 of the 1974 Regular Session of the Legislature, as amended by Act No. 673 of the 1977 Regular Session of the Legislature, Act No. 940 of the 1981 Regular Session of the Legislature, Act No. 939 of the 1986 Regular Session of the Legislature, and Act No. 40 of the 1989 Regular Session of the Legislature, relative to the taxes levied by the governing authority of Lafayette Parish upon the occupancy of hotel rooms and overnight camping facilities within the parish, the proceeds of which are used to support the Lafayette Parish Convention and Visitors Commission; to provide that the amount of such taxes shall not exceed four percent of the rent or fee charged for such occupancy; to provide for an effective date; and to provide for related matters.

Read by title.

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The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 964 by Representative LeBlanc

AMENDMENT NO. 1

On page 2, line 26, change "fifteen" to "thirty"

Rep. LeBlanc moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Crowe	Jackson, M	Sneed
Curtis	Johns	Stelly
Damico	Katz	Strain
Daniel	Kenney	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinot	Wright
Frith	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Cazayoux	LaFleur
Kennard	McVea
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 968—

BY REPRESENTATIVES ARNOLD AND TUCKER

AN ACT

To amend and reenact R.S. 33:2740.27(D)(introductory paragraph), (1), and (2), relative to the Algiers Development District; to provide relative to the membership of the board of commissioners; to provide relative to the qualifications, appointment, and service of board members; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 968 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 1, change "five" to "seven"

AMENDMENT NO. 2

On page 2, delete lines 11 and 12, and insert "(b) Two members, one appointed by each of the two state senators who represent the fifteenth ward of Orleans Parish."

AMENDMENT NO. 3

On page 2, between lines 16 and 17 insert the following:

"(e) One member appointed by the assessor for the fifteenth ward of Orleans Parish."

AMENDMENT NO. 4

On page 3, line 20, change "five" to "seven"

Rep. Arnold moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Powell
Alario	Green	Quezaire
Alexander	Guillory	Richmond
Ansardi	Hammett	Romero
Arnold	Heaton	Salter
Baldone	Hebert	Scalise
Baudoin	Honey	Schneider
Baylor	Hopkins	Schwegmann
Beard	Hudson	Shaw
Broome	Hutter	Smith, G.—56th
Bruce	Iles	Smith, J.D.—50th
Bruneau	Jackson, M	Smith, J.H.—8th
Capella	Johns	Smith, J.R.—30th
Carter, K	Katz	Sneed
Cazayoux	Kenney	Stelly
Crane	LaFleur	Strain
Damico	Landrieu	Swilling
Daniel	LeBlanc	Thompson
Dartez	Lucas	Toomy
Devillier	Martiny	Townsend
Diez	McDonald	Triche
Doerge	Montgomery	Tucker
Downer	Morrell	Waddell
Downs	Morrish	Walker

Erdey	Nevers	Walsworth
Fannin	Odinot	Winston
Frith	Perkins	Wooton
Frige	Pierre	Wright
Futrell	Pitre	
Total—86		

NAYS

Total—0

ABSENT

Bowler	Flavin	McVea
Carter, R	Glover	Murray
Crowe	Hill	Psychaud
Curtis	Hunter	Pinac
Durand	Jackson, L	Welch
Farrar	Kennard	
Faucheux	Lancaster	
Total—19		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 995—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 11:558(A)(4) and (5) and to enact R.S. 11:558(A)(6), relative to judges and court officers who are members of the Louisiana State Employees' Retirement System; to provide for retirement of judges and court officers with ten years of creditable service upon attaining the age of sixty-five years; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 995 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 19, after "judge" delete "or court officer"

Rep. LaFleur moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frige	Odinot
Alario	Futrell	Psychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammitt	Quezaire
Beard	Heaton	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th

Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Total—98		

NAYS

Perkins
Total—1

ABSENT

Alexander	Hebert	Tucker
Carter, R	Kennard	Walsworth
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1002—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3578.4(C) and 3578.6(A)(1), relative to consumer credit; to provide relative to deferred presentment transactions and small loans; to provide for an exception for attorney fees and costs; to provide for prohibited acts; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pinac, the bill was returned to the calendar.

HOUSE BILL NO. 1018—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 37:1178 and to enact R.S. 37:1182(A)(22), (23), and (24), 1216, and 1217, relative to the Louisiana Pharmacy Practice Act; to provide for expense reimbursement for Louisiana Board of Pharmacy members; to provide the board the authority to conduct criminal background checks; to provide the board the authority to conduct identification verification; to provide the board the authority to require evaluations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1018 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 15: 587.2 and 598 and"

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AMENDMENT NO. 2

On page 1, line 4, after "Act" insert "and criminal history background checks"

AMENDMENT NO. 3

On page 1, line 8, after the semicolon ";," insert "to provide relative to criminal history background checks at institutions of postsecondary education; to authorize such background checks for applicants or prospective employees; to require the Louisiana Bureau of Criminal Identification and Information to provide certain criminal history information upon written request by an institution of postsecondary education; to provide for fees; to provide for applicability;"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"Section 1. R.S. 15:587.2 and 598 are hereby amended and reenacted to read as follows:

§587.2. Authority of university or college police officers

Institutions of postsecondary education; criminal history information

A. University and college police officers commissioned pursuant to R.S. 17:1805, after receipt of fingerprint cards or other identifying information from a prospective employee, may conduct criminal history background checks using prior conviction information in the bureau's criminal history record and identification files, which pertains to an applicant or prospective employee of the university or college. Each institution of postsecondary education may require any applicant or prospective employee to supply fingerprint samples and submit to a criminal history records check to be conducted by the Bureau of Criminal Identification and Information.

B. University and college police officers may conduct these background checks immediately upon receipt of the fingerprint cards or other identifying information and shall not be required to pay a processing fee to the bureau. When a criminal history records check is requested pursuant to Subsection A of this Section, the institution of postsecondary education shall be provided with state or national criminal history record information, or both, from the Louisiana Bureau of Criminal Identification and Information and the Federal Bureau of Investigation relative to the applicant prospective employee whose fingerprints have been obtained by the institution pursuant to this Section. The Bureau of Criminal Identification and information shall, upon request and after receipt of fingerprint cards and other identifying information as required by the bureau from the institution, make available to the institution all prior conviction information contained in the bureau's criminal history record and identification files, which pertains to the applicant or prospective employee. In addition, when the institution of postsecondary education requests such criminal history record information, the bureau shall forward the fingerprints to the Federal Bureau of Investigation for a national criminal history check and make such conviction information available to the institution, which pertains to the applicant or prospective employee.

C. For each request for a criminal history records check, the institution shall include a statement signed by the applicant or prospective employee specifying his permission for such information to be released. The request shall be on a form prepared by the bureau and signed by a responsible officer or official of the institution making the request.

D. Any recipient of such information as provided in this Section shall maintain the confidentiality of such criminal history information in accordance with applicable federal or state law.

E.(1)(a) The costs of providing the information required under this Section shall be charged by the bureau, as specified in R.S. 15:587(B) to the institution for furnishing information contained in the bureau's criminal history record and identification files, including any additional cost of providing the national criminal history records check, which pertains to the applicant or prospective employee.

(b) The institution may impose any or all of such fees or costs on the person seeking employment with the institution of postsecondary education.

(2) All fees collected by the bureau pursuant to this Section shall be deposited into the Criminal Identification and Information Fund pursuant to R.S. 15:598.

F. The provisions of this Section shall apply to all ~~commissioned police officers who are employed by~~ institutions which are ~~members part~~ of the Louisiana State University System, the Southern University System, the University of Louisiana System, the Louisiana Community and Technical ~~Colleges~~ College System, and the Louisiana Association of Independent Colleges and Universities.

* * *

§598. Criminal Identification and Information Fund

All fees imposed and collected pursuant to R.S. 15:587, or any other provisions of law in this Chapter, shall be forwarded upon receipt to the state treasurer for immediate deposit into the state treasury. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as required in this Section shall be credited to a special fund hereby created in the state treasury designated as the Criminal Identification and Information Fund. All monies in this fund shall annually be appropriated by the legislature to the state police, may be withdrawn only pursuant to such appropriation, and shall be used solely and exclusively by the state police to assist in carrying out the provisions of this Chapter. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on the investment of monies shall be credited to this fund following compliance with the requirements of Article VII, Section 9(B) relative to the Bond Security and Redemption Fund. All unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund."

AMENDMENT NO. 5

On page 1, line 10, after "Section" change "1" to "2"

Rep. Johns moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire

Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Kennard
Total—1

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1037— BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:101(A), relative to banking; to provide for the authority of the commissioner of financial institutions; to provide for the authority of the legislature; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1037 by Representative Pinac

AMENDMENT NO. 1

On page 1, at the end of line 15, delete "the"

AMENDMENT NO. 2

On page 1, delete line 16 and insert the following:

"Louisiana state-chartered financial institutions and other financial entities regulated by the Office of Financial Institutions, and the state legislature"

AMENDMENT NO. 3

On page 2, line 2 after "of the" delete the remainder of the line and delete line 3 in its entirety and insert the following:

"same. The provisions of this Subsection are subject to and do not supersede the provisions of Part VI, Interstate Banking, of Chapter 6 of Title 6 of the Revised Statutes of 1950. The provisions of this Subsection shall not apply to any litigation pending on the effective date of this Act."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1037 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs adopted by the Senate on June 5, 2003, on line 10, change "Part VI" to "Part IV"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Glover	Pitre
Ansardi	Green	Powell
Arnold	Guillory	Quezaire
Baldone	Hammett	Richmond
Baudoin	Heaton	Romero
Baylor	Hebert	Salter
Beard	Hill	Scalise
Bowler	Honey	Schneider
Broome	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, G.—56th
Capella	Hutter	Smith, J.D.—50th
Carter, K	Iles	Smith, J.H.—8th
Carter, R	Jackson, L	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	Lancaster	Swilling
Daniel	Landrieu	Thompson
Dartez	LeBlanc	Toomy
Devilleir	Lucas	Townsend
Diez	Martiny	Triche
Doerge	McDonald	Tucker
Downer	McVea	Waddell
Downs	Montgomery	Walker
Durand	Morrell	Walsworth
Erdey	Morrish	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Faucheux	Odinet	Wright
Frith	Perkins	

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Fruge
Total—100

Psychaud

NAYS

Total—0

ABSENT

Cazayoux
Flavin
Total—5

Jackson, M
Kennard

LaFleur

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1043—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact Chapter 30 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1261 through 1264, and R.S. 36:209(T), relative to the Manchac Parkway; to create the Manchac Parkway and to designate the Manchac Parkway area; to create the Manchac Parkway Commission as a state agency in the Department of Culture, Recreation and Tourism; to provide for the purpose and jurisdiction and the composition, powers, duties, functions, and responsibilities of the commission; to provide for the development and implementation of certain plans; to provide for the powers and duties of the department relative to the commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1043 by Representative Faucheux

AMENDMENT NO. 1

On page 5, line 5, after "compensation," delete the remainder of the line and delete line 6, and insert:

"Commission members shall not be reimbursed for expenses incurred in the performance of their duties."

AMENDMENT NO. 2

On page 9, line 12, after "meeting" insert:

"and receives funds for this purpose"

AMENDMENT NO. 3

On page 12, line 9, after "required," delete the remainder of the line and delete lines 10 and 11

Rep. Faucheux moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario

Fruge
Futrell

Odinet
Perkins

Alexander
Ansardi
Arnold
Baldone
Baudoin
Baylor
Beard
Bowler
Broome
Bruce
Bruneau
Capella
Carter, K
Carter, R
Cazayoux
Crane
Crowe
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Downer
Downs
Durand
Erdey
Fannin
Farrar
Faucheux
Flavin
Frith
Total—101

Gallot
Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hudson
Hunter
Hutter
Iles
Jackson, L
Jackson, M
Johns
Katz
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish
Murray
Nevers

Psychaud
Pierre
Pinac
Pitre
Powell
Quezaire
Richmond
Romero
Salter
Scalise
Schneider
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Waddell
Walker
Welch
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Curtis
Kennard
Total—4

Tucker
Walsworth

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1048—

BY REPRESENTATIVE BROOME
AN ACT

To amend and reenact R.S. 9:2800.2, relative to social workers; to provide for the limitation of liability of social workers; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1048 by Representative Broome

AMENDMENT NO. 1

On page 1, line 2, after "workers" insert ", marriage and family therapists, and licensed professional counselors"

AMENDMENT NO. 2

On page 1, line 3, after "workers" insert ", marriage and family therapists, and licensed professional counselors"

AMENDMENT NO. 3

On page 1, line 8, after "psychiatrist," insert "marriage and family therapist, licensed professional counselor,"

AMENDMENT NO. 4

On page 1, line 12, after "psychiatrist, or" insert "marriage and family therapist, or licensed professional counselor, or"

AMENDMENT NO. 5

On page 2, line 5, after "psychiatrist's, or" insert "marriage and family therapist, or licensed professional counselor, or"

AMENDMENT NO. 6

On page 2, line 9, after "psychiatrist, or" insert "marriage and family therapist, or licensed professional counselor, or"

AMENDMENT NO. 7

On page 2, line 14, after "psychiatrist, or" insert "marriage and family therapist, or licensed professional counselor, or"

Rep. Broome moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Fruge	Perkins
Alexander	Futrell	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Welch
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Murray	

Flavin
Total—97

Nevers

NAYS

Total—0

ABSENT

Crane
Gallot
Kennard

Morrish
Tucker
Waddell

Walker
Walsworth

Total—8

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1100—

BY REPRESENTATIVES THOMPSON, BRUCE, DOERGE, GLOVER, HAMMETT, HUNTER, KENNEY, MCDONALD, MONTGOMERY, SALTER, TOWNSEND, AND WALSWORTH AND SENATORS ADLEY, BEAN, MALONE, AND TARVER

AN ACT

To amend and reenact R.S. 17:1519(5) and 3215(6)(b), to enact R.S. 17:1518, and to repeal R.S. 17:1519.1(B)(4), relative to E.A. Conway Medical Center; to merge the E.A. Conway Medical Center, its funds, property, records, obligations, functions, and employees with the Louisiana State University Health Sciences Center at Shreveport; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. D. Jones to Reengrossed House Bill No. 1100 by Representative Thompson, et al

AMENDMENT NO. 1

On page 2, at the end of line 3 after the period insert:

""Medically indigent" means any person below two hundred percent of the Federal Poverty Level and uninsured."

AMENDMENT NO. 2

On page 3, line 5, after "made" insert a period and delete the remainder of the line and all of line 6.

AMENDMENT NO. 3

On page 3, line 14, after "F." change "The" to "Neither the" and change "shall not" to "nor the emergency room shall"

AMENDMENT NO. 4

On page 3, delete lines 17 through 19, and on line 20, delete "patients." and insert:

"manner that causes annual expenditures for the facility to be reduced on an annualized basis by greater than thirty-five percent of the previous year actual spending level. Funding may be provided by any local, regional, state, federal, or private sources to augment existing funding or to restore reduced funding."

AMENDMENT NO. 5

On page 3, line 26, after the word "support," delete the period and insert the following:

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"as may be appropriated, within available resources.

H. The E. A. Conway Medical Center Advisory Council is hereby established. The council shall consist of fourteen members who shall serve without compensation. Each legislator representing the parishes of Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, or West Carroll shall appoint one member to serve on the advisory council. One member shall be appointed by the hospital administrator. One member shall be appointed by the hospital employee union. Each member of the council shall hold office until the appointment and qualification of his successor. Members shall be appointed for a term of four years. Members may serve two successive terms only. The council shall meet at least once in each quarter of each calendar year or upon call of the secretary or chairman. Seven members shall constitute a quorum. The council shall elect from its members a chairman, a vice chairman, and secretary, and such committees as it deems necessary to carry out its duties, each for a term or one year. All meetings of the council shall be public, and except as otherwise provided by law, all records of the council shall be open to inspection. Within thirty days after their appointment, the members of the council shall take an oath, before any person authorized to administer oaths, to faithfully and impartially perform their duties. Such oaths shall be filed with the secretary of state. The domicile of the council shall be in the city of Monroe. The council shall inquire into the needs of the employment service industry, the administration of this Part, the matter of the policies thereof, and make such recommendations with respect thereto as may be deemed important and necessary for the welfare of the state, the health of the public, and the welfare and progress of the hospital industry, and confer and advise with the secretary as to how the council may best serve the E. A. Conway Medical Center."

AMENDMENT NO. 6

On page 4, line 1, change "H." to "I."

AMENDMENT NO. 7

On page 5, after line 13 insert the following:

"Section 3. If Senate Bill No. 867 is enacted into law and becomes effective, then to the extent that any provision of that Act is inconsistent with a provision of this Act, the provision of that Act which originated as Senate Bill No. 867 of the 2003 Regular Session of the Legislature shall prevail.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Rep. Thompson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Odinot
Alexander	Futrell	Perkins
Ansardi	Gallot	Peychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell

Beard	Heaton	Quezaire
Bowler	Hill	Richmond
Broome	Honey	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Capella	Hunter	Schneider
Carter, K	Hutter	Schwegmann
Carter, R	Iles	Shaw
Cazayoux	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Walker
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Total—98		

NAYS

Total—0

ABSENT

Crowe	Strain	Walsworth
Hebert	Tucker	
Kennard	Waddell	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1108—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 37:3372(3), (9), (10), and (11), 3375(B), 3376(G)(2), 3379(A)(6), and 3383 and to enact R.S. 37:3372(12) and 3376(G)(3), relative to mental health professionals; to revise the qualifications to become a compulsive gambling counselor; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1108 by Representative Montgomery

AMENDMENT NO. 1

On page 4, between lines 17 and 18, insert the following:

"(c) Has passed a nationally recognized compulsive gambling counselor test approved by the state board."

AMENDMENT NO. 2

On page 5, delete line 4 and insert the following:

"(6) Provides dangerous drugs, controlled substances, or other restricted chemical substances to"

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Curtis	Kennard	Tucker
Downer	Landrieu	Walsworth
Futrell	McDonald	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1164— BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:261(A)(1), relative to maintenance work not performed by employees of the Department of Transportation and Development; to provide with respect to contracts for maintenance work to be let in accordance with the construction and maintenance bid procedures of the department; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1164 by Representative Diez

AMENDMENT NO. 1

On page 2, line 7, after "with" insert "the public bid provisions of"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander	Futrell	Psychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downs	Lucas	Triche
Durand	Martiny	Waddell
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Total—98		

NAYS

Total—0

ABSENT

Downer	Morrish	Walsworth
Kennard	Tucker	
McDonald	Walker	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

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HOUSE BILL NO. 1190—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1083(6), 1087(B)(1), (10), and (C), 1088(F)(5), 1089(A)(1) and (B)(1) and (2), 1090(B)(2)(introductory paragraph) and (3), 1091(C)(1), 1096(G), 1097(B)(introductory paragraph), and 1099(B), to enact R.S. 6:1086(C), 1090(B)(4), 1092(J), 1094(G), and 1096(I), and to repeal R.S. 6:1087(D) and 1092(D), relative to residential mortgage lending activities; to expand the definition of originator; to provide for and eliminate licensing exemptions; to provide for licensing qualifications; to define acquisition or control of a licensee; to allow the commissioner to disseminate information; to provide for licensing of previously exempt person; to prohibit and punish certain practices; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1190 by Representative Pinac

AMENDMENT NO. 1

On page 3, line 25 change "~~and their exclusive agent under written agreement~~" to "and their exclusive agent under written agreement"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1190 by Representative Pinac

AMENDMENT NO. 1

On page 11, between lines 3 and 4, insert asterisks " * * * "

AMENDMENT NO. 2

In Senate Committee Amendment No. 1 proposed by the Senate on Commerce, Consumer Protection and International Affairs adopted by the Senate on June 5, 2003, on line 3, change "agent" to "agents"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1190 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 6, after "R.S. 6:1087(D)" delete "and" and insert in lieu thereof ", "

AMENDMENT NO. 2

On page 1, line 6, after "1092(D)," insert "and 1094(B),"

AMENDMENT NO. 3

On page 11, line 4, after "R.S. 6:1087(D)" delete "and" and insert in lieu thereof ", " and after "1092(D)" insert "and 1094(B)"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Peychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downs	Martiny	Triche
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Futrell	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Fruge	Tucker
Diez	Kennard	Walsworth
Downer	McDonald	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1297—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 47:1577, relative to state tax obligations constituting a lien, privilege, and mortgage; to provide that state tax lien, privilege, and mortgage arise at the time the tax is assessed; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 1297 by Representative Triche

AMENDMENT NO. 1

On page 2, line 15, after "B." delete "(1)"

AMENDMENT NO. 2

On page 2, at the end of line 17, delete "in" and delete lines 18 through 25, and on page 3, delete lines 1 and 2, and insert the following:

"according to the following:

(1) Notices of liens, privileges, and mortgages upon immovable property shall be filed in the office of the parish recorder of mortgages of any parish wherein the secretary has reason to believe the tax debtor owns immovable property.

(2)(a) Notices affecting movable property, including titled motor vehicles subject to R.S. 32:701 et seq. not held as inventory for sale or lease, shall be filed with the clerk of court of any parish or in the case of Orleans Parish, with the recorder of mortgages thereof (the "filing officer"), for inclusion in the master index of information maintained by the secretary of state.

(b) The notice herein provided shall be on a form prescribed by the secretary and shall be accepted by all filing officers. Nonstandard form penalties shall not be applicable to such filings presented pursuant to this Section."

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downs	Lucas	Townsend
Durand	Martiny	Triche
Erdey	McVea	Waddell

Fannin	Montgomery	Walker
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Capella	Kennard	Walsworth
Curtis	McDonald	
Downer	Tucker	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1328—

BY REPRESENTATIVES PINAC AND NEVERS

AN ACT

To enact Chapter 24-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2181 through 2192, relative to licensing; to provide for licensing for persons who perform mold assessment and mold remediation services; to provide relative to the State Licensing Board for Contractors; to provide for a purpose and scope; to provide for definitions; to provide for the board's powers and duties; to provide for qualifications, applications, and fees; to provide for exceptions; to provide relative to written reports; to prohibit certain activities; to provide for license renewals; to provide for administrative actions and penalties; to provide for cease and desist orders and injunctive relief; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1328 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 4 after "perform" delete the remainder of the line.

AMENDMENT NO. 2

On page 2, line 1 after "MOLD" delete "ASSESSMENT AND"

AMENDMENT NO. 3

On page 2, line 5 after "remediation" delete "and mold assessment"

AMENDMENT NO. 4

On page 2, delete lines 19 through 25 in their entirety.

AMENDMENT NO. 5

On page 3, line 1 change "(5)" to "(4)"

AMENDMENT NO. 6

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On page 3, line 15 after "practice of" delete "mold assessment and"

AMENDMENT NO. 7

On page 3, line 17 delete "assessment and mold"

AMENDMENT NO. 8

On page 3, line 22 after "conduct" delete "mold assessment and those licensed to conduct"

AMENDMENT NO. 9

On page 3, delete lines 25 and 26 in their entirety.

AMENDMENT NO. 10

On page 4, delete lines 1 through 3 in their entirety.

AMENDMENT NO. 11

On page 4, line 4 change "(2)" to "A."

AMENDMENT NO. 12

On page 4, line 11 after "performs" delete "mold assessment" and at the beginning of line 12 delete "or"

AMENDMENT NO. 13

On page 4, line 14 after "performs" delete "mold assessment or"

AMENDMENT NO. 14

On page 4, line 18 after "performs" delete "mold assessment or"

AMENDMENT NO. 15

On page 4, line 21 after "performing" delete "mold assessment or"

AMENDMENT NO. 16

On page 4, line 23 after "performs" delete "mold assessment" and on line 24 delete "or"

AMENDMENT NO. 17

On page 5, delete lines 1 through 3 in their entirety.

AMENDMENT NO. 18

On page 5, line 9 after "remediation" delete "or" and on line 10 delete "mold assessment"

AMENDMENT NO. 19

On page 5, line 15 after "(a)" delete the remainder of the line and insert "Twenty-four hours of training in mold remediation and basic mold assessment."

AMENDMENT NO. 20

On page 5, delete line 16 in its entirety.

AMENDMENT NO. 21

On page 5, line 17 change "(c)" to "(b)"

AMENDMENT NO. 22

On page 6, line 6 after "perform" delete "mold assessment or"

AMENDMENT NO. 23

On page 6, between lines 18 and 19 insert the following:

"(4) The fee provided for in this Subsection shall not be charged to a licensed residential building contractor who performs mold remediation services when acting within the scope of his license."

AMENDMENT NO. 24

On page 7, line 8 after "and any" delete "mold assessment or"

AMENDMENT NO. 25

On page 8, line 18 after "performs" delete "mold assessment or"

AMENDMENT NO. 26

On page 8 line 21 after "remediator," delete "licensed mold" and on line 22 delete "assessor,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 1328 by Representative Pinac

AMENDMENT NO. 1

In the Senate Committee Amendments proposed by the Senate Committee on Commerce, Consumer Protection & International Affairs and adopted by the Senate on June 5, 2003, delete Amendment No. 17

AMENDMENT NO. 2

On page 5, line 2, after "services" insert "no more than twenty square feet"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Damico	Katz	Sneed

Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downs	Lucas	Townsend
Durand	Martiny	Triche
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright

Total—99

NAYS

Total—0

ABSENT

Curtis	Kennard	Tucker
Downer	McDonald	Walsworth

Total—6

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1433—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 37:913(3)(a)(vii) and (viii) and (b), (7), (8), and (9) and 930(B)(2), (D), and (E), to enact R.S. 37:918(18) and 930(F), and to repeal Part VI of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1031 through 1034, relative to registered nurses; to provide relative to prescriptive authority and medical diagnosis; to provide for promulgation of rules and regulations by the board; to abolish the prescriptive authority committee; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1433 by Representative L. Jackson

AMENDMENT NO. 1

On page 2, lines 18 and 19, delete "~~certain acts of~~" and insert "certain acts of" and after "diagnosis," insert "in accordance with R.S. 37:913(8) and (9), or"

AMENDMENT NO. 2

On page 2, line 21, after "legend and" insert "certain"

AMENDMENT NO. 3

On page 3, line 21, after "or dentists." insert "Except as otherwise provided in R.S. 37:930, acts of medical diagnosis and prescription by an advanced practice registered nurse shall be ~~under the direction of a licensed physician or dentist and~~ in accordance with a collaborative practice agreement."

AMENDMENT NO. 4

On page 4, line 4, after "or dentists" insert "which shall include but not be limited to the following provisions:

(a) Availability of the collaborating physician or dentist for consultation or referral, or both.

(b) Methods of management of the collaborative practice which shall include clinical practice guidelines.

(c) Coverage of the health care needs of a patient during any absence of the advanced practice registered nurse, physician, or dentist."

AMENDMENT NO. 5

On page 5, delete line 4, and insert "of a physician or dentist shall be"

AMENDMENT NO. 6

On page 5, delete lines 10 and 11 and insert ""registered nurse when prescribed by a physician or dentist who is licensed to"

AMENDMENT NO. 7

On page 5, line 19, after "procedure" insert "in accordance with a collaborative practice agreement or"

AMENDMENT NO. 8

On page 5, line 22 after "have" insert "a collaborative practice agreement or"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1433 by Representative L. Jackson

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Health and Welfare adopted by the Senate on June 5, 2003, on line 12, following "dentists"" and before "insert" delete "delete the period "." and"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1433 by Representative L. Jackson

AMENDMENT NO. 1

On page 4, line 20 delete "Schedule II-V" and insert "certain"

AMENDMENT NO. 2

On page 4, between lines 20 and 21 insert:

"(19) Enforce the rules and regulations in place on the effective date of this Subsection until such time as the Board of Nursing promulgates rules and regulations in accordance with this Section."

Rep. Lydia Jackson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker

Frith

Perkins

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Alario	Fruge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
DarteZ	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Gallot	Montgomery
Kennard	Strain
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1460—

BY REPRESENTATIVES TOOMY, CAPELLA, R. CARTER, DARTEZ, FAUCHEUX, GALLOT, HEATON, M. JACKSON, AND WELCH

AN ACT

To amend and reenact R.S. 26:932(5) and (7), 933(B)(introductory paragraph) and (C)(7), 934(5), 935(A), (B)(1)(a) and (2), and (C), and 939 and to enact R.S. 26:932(8) and (9), relative to the Responsible Vendor Program; to include the serving or selling of tobacco products in the program; to include holders of Retail Dealer Registration Certificates and Retail Dealer Permits in the program; to provide for definitions; to provide for suspension or revocation of a server's permit for selling or serving tobacco products to an underage person; to provide for exceptions to the suspension or revocation of a vendor's permit; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1460 by Representative Toomy

AMENDMENT NO. 1

On page 1, lines 3 and 14, following "(B)(1)" and before "(a)" insert "(introductory paragraph) and"

AMENDMENT NO. 2

On page 2, line 20, following "percent" and before "of" insert "or more"

AMENDMENT NO. 3

On page 3, line 9, following "B." and before "program" change "By January 1, 1998, the" to "The"

Rep. Toomy moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Hebert	Romero
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
DarteZ	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Heaton	Kennard
--------	---------

Jackson, L Salter
Total—4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1514—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 38:1483, relative to drainage channels or outfall canals in the parish of Tangipahoa; to provide for public status of certain channels or canals; to provide relative to the use of such channels or canals; to provide with respect to liability for acts causing damage or injury to such channels or canals; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1514 by Representative Powell

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete "R.S. 38:1483," and insert "Part I-A of Chapter 5 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:1491,"

AMENDMENT NO. 2

On page 1, line 11, after "Section 1." delete "R.S. 38:1483" and insert "Part I-A of Chapter 5 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:1491,"

AMENDMENT NO. 3

On page 1, between lines 11 and 12, insert the following:

"PART I-A. MISCELLANEOUS PROVISIONS"

AMENDMENT NO. 4

On page 1, at the beginning of line 12, change "§1483." to "§1491."

AMENDMENT NO. 5

On page 1, line 14, after "created" change "by" to "pursuant to"

Rep. Powell moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Richmond
Baudoin	Hammett	Romero

Baylor	Heaton
Beard	Hebert
Bowler	Hill
Broome	Honey
Bruce	Hopkins
Bruneau	Hudson
Capella	Hutter
Carter, K	Iles
Cazayoux	Jackson, L
Crane	Jackson, M
Crowe	Johns
Curtis	Kenney
Damico	Lancaster
Daniel	Landrieu
Dartez	LeBlanc
Devillier	Lucas
Diez	Martiny
Doerge	McDonald
Downer	McVea
Downs	Montgomery
Durand	Morrell
Erdey	Morrish
Fannin	Murray
Farrar	Nevers
Faucheux	Odinot
Flavin	Perkins
Total—98	

NAYS

Total—0

ABSENT

Carter, R	Katz	Quezaire
Fruge	Kennard	
Hunter	LaFleur	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1548—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 36:109(B) and Part VI of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:971 through 978, relative to economic development; to create the Louisiana Applied Polymer Technology Extension Consortium and its board of directors and advisory committee; to provide for the transfer of the consortium and the advisory committee; to provide for the membership and powers and duties of the board and advisory committee; to provide for the powers and duties of the consortium; to provide for a plan of operation; to provide for funding and audits; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator CFields to Engrossed House Bill No. 1548 by Representative Pinac

AMENDMENT NO. 1

On page 3, line 7, change "seven" to "nine" and on line 10, after "chancellor," and before "two" insert the following:

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"two members from Southern University and Agricultural and Mechanical College at Baton Rouge, selected by the chancellor,"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Kennard
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1591—

BY REPRESENTATIVES MCDONALD AND THOMPSON
AN ACT

To enact R.S. 33:2740.55, to create the Bastrop Downtown Development District; to provide relative to the boundaries and purposes of the district; to provide relative to the governance of the district; to provide relative to district plans; to authorize the governing authority of the city of Bastrop to levy and collect taxes and issue bonds on behalf of the district, subject to approval of district voters; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1591 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 15, delete "(1)"

AMENDMENT NO. 2

On page 2, delete lines 5 through 7 in their entirety and insert the following:

"intersection of North Sassafras Street and Pine Street, then south on North Sassafras Street to East Jefferson Street, then west on East Jefferson Street to South Franklin Street, then south on South Franklin Street to School Street, then east on School Street, then south on School Street to Cahoon Street, then west on Cahoon Street to South Washington Street, then north on South Washington Street to West Hickory Street, then west on West Hickory Street to South Vine Street, then north on South Vine Street to Pine Street, then east on Pine Street to North Washington Street, then north on North Washington Street to West Cypress Street, then east on West Cypress Street to North Franklin Street, then south on North Franklin Street to Pine Street, then east on Pine Street to the point of beginning."

Rep. McDonald moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McDonald	Waddell

Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinot	
Total—101		

NAYS

Total—0

ABSENT

Heaton	Kennard
Hunter	Richmond
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1598—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 34:1959 and 1961 and to enact R.S. 34:1959.1, relative to the South Tangipahoa Parish Port Commission; to provide relative to the commission's authority; to prohibit the authority from levying and collecting ad valorem and special taxes under certain circumstances; to require a special election for levy of ad valorem and special taxes in the future; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1598 by Representative Powell

AMENDMENT NO. 1

On page 1, line 2, delete "and 1961"

AMENDMENT NO. 2

On page 1, line 12, change "and 1961 are" to "is"

AMENDMENT NO. 3

On page 2, delete lines 23 through 26 and on page 3, delete lines 1 through 13

Rep. Powell moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire

Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinot	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Frith	Kennard
Total—2	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1619—

BY REPRESENTATIVES MORRISH AND NEVERS

AN ACT

To enact Chapter 20-B-5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3042.48 through 3042.53, relative to a guaranteed loan program for certain nursing students; to authorize the Louisiana Student Financial Assistance Commission to make loans to certain students enrolled in certain nursing programs; to provide for legislative findings and purpose, eligibility requirements, commission rules and regulations, loan amounts, loan forgiveness, contract requirements, and funding; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Engrossed House Bill No. 1619 by Representative Morrish

AMENDMENT NO. 1

On page 2, line 26, after "of the" delete the remainder of the line and insert "requirements in Paragraph (1) of this Subsection and any one of the requirements in Paragraph (2) of this Subsection."

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AMENDMENT NO. 2

On page 3, line 1, after "(1)" and before "Is" insert "(a)"

AMENDMENT NO. 3

On page 3, delete lines 4 through 10 in their entirety

AMENDMENT NO. 4

On page 3, line 11, change "(4)" to "(b)"

AMENDMENT NO. 5

On page 3, between lines 12 and 13, insert the following:

"(2)(a) Desires to become a licensed practical nurse and has been accepted to enroll in a nursing program in this state approved by the Louisiana State Board of Practical Nurse Examiners.

(b) Desires to become a registered nurse and has been accepted to enroll in a nursing program in this state approved by the Louisiana State Board of Nursing.

(c) Desires to become qualified to teach nursing and has been accepted to enroll in a master of science in nursing program in this state approved by the Louisiana State Board of Nursing."

Rep. Morrish moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston

Flavin
Frith
Total—102

Murray
Nevers

Wooton
Wright

NAYS

Total—0

ABSENT

Bruneau
Total—3

Kennard

Strain

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1718—

BY REPRESENTATIVES ANSARDI, TOOMY, AND TUCKER

AN ACT

To amend and reenact R.S. 34:2021(D), 2022(A), (C)(2)(introductory paragraph), and (I), 2024, 2027, and 2028 and to enact R.S. 34:2022(K) and 2033 through 2037, relative to the Jefferson Parish Economic Development and Port District; to provide for rights and powers; to provide for sale of bonds; to provide for right of expropriation; to provide for general compliances; to create and provide for additional economic development; to create and provide for additional powers; to create and provide for revenue bonds; to create and provide for exemption from ad valorem taxes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1718 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 4, change "2037" to "2036"

AMENDMENT NO. 2

On page 1, line 9, after "bonds" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 10, delete "exemption from ad valorem taxes"

AMENDMENT NO. 4

On page 1, line 17, change "2037" to "2036"

AMENDMENT NO. 5

On page 2, line 14, after "Parish" insert "except the town of Grand Isle as the boundaries and limits of said town are presently or hereafter fixed by law and all of Ward 11 of Jefferson Parish"

AMENDMENT NO. 6

On page 19, delete lines 11 through 24 in their entirety

AMENDMENT NO. 7

On page 20, line 1, change "\$2037" to "\$2036"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1718 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 3 after "and 2028" insert "and R.S. 41:1217(2)(a) and (b)"

AMENDMENT NO. 2

On page 1, line 4 after "relative to" delete the remainder of the line and on line 5 delete "Development and Port District;" and insert "port authorities;"

AMENDMENT NO. 3

On page 1, line 9, after "bonds;" insert "to provide for thirty-year lease extensions for persons making certain improvements on leased public land; to provide extension for persons prepaying certain rental payments;"

AMENDMENT NO. 4

On page 20, after line 12 insert the following:

"Section 2. R.S. 41:1217 (A)(2)(a) and (b) are hereby amended and reenacted to read as follows:

§1217. Term and rental; port authorities excepted

* * *

A. All leases executed under the provisions of this Part shall be for a period not exceeding ten years and shall provide for consideration to be paid as a cash rental of not less than one dollar per acre, which shall be payable in cash annually and in advance, or if the land is leased for agricultural purposes of planting, growing, cultivating, and harvesting any agricultural crop, the consideration shall be so paid in cash or on a share basis at the option of the lessor. Leases granted under this Section may be extended as follows:

* * *

(2) Any person who leases such land and who within the original or ~~first~~ any additional term of the lease.

(a) Adds or contracts permanent improvements to be constructed, placed, or made upon the land in the amount of ten thousand dollars or more, upon written notification to the lessor and upon a proper showing that such improvements have in fact been made or contracted for, may, at the discretion of the lessor, lease such land for an additional ten-year period or any part thereof for each ten thousand dollars worth of improvements or additions made or contracted onto the land not to exceed a maximum term of twenty additional years from the end of the then current lease period.

(b) When the value of the improvements to be constructed, placed, or made upon the land exceeds one hundred fifty thousand dollars, or where the lessee agrees to prepay the last two annual rental payments of the lease plus a cash bonus in an amount equal to the current year's lease rental or the sum of fifty thousand dollars, whichever be the greater, the lease may be extended for thirty additional years from the end of the then current lease period.

* * *

Rep. Ansardi moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Fauchaux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Total—102		

NAYS

Total—0

ABSENT

Downer	Hunter	Kennard
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1795—

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 51:122, relative to monopolies; to provide relative to the capacity of parent entities and wholly owned subsidiaries to conspire; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed House Bill No.1795 by Representative Futrell

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AMENDMENT NO. 1

On page 1, line 2 after "51:122" insert "and to enact R.S. 51:1421" and after "monopolies" insert "and other business practices"

AMENDMENT NO. 2

On page 1, line 4 after "conspire;" insert "to provide for requirements of franchise agreements;"

AMENDMENT NO. 3

On page 1, line 6 after "reenacted" insert "and R.S. 51:1421 is hereby enacted"

AMENDMENT NO. 4

On page 2, below line 2, insert the following:

"* * *

§1421. Deceptive trade practices; franchise agreements

A. A business franchise agreement, including any written modifications, amendment, or addendum to the original business franchise agreement, shall not require franchises located within ten miles of each other to honor or accept reciprocal agreements.

B. Any violation of this Section shall be a deceptive and unfair trade practice and shall subject the violator to any and all penalties provided for in this Chapter."

Rep. Futrell moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell

Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wright
Fruge	Odinot	
Total—101		

NAYS

Total—0

ABSENT

Doerge	Kennard
Downer	Wooton
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1800 (Substitute for House Bill No. 1076 by Representative Powell)—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 34:1951 and 1952 and to repeal R.S. 34:1952.1, relative to the South Tangipahoa Parish Port Commission; to provide that the governing authority of Tangipahoa Parish shall serve as the port commission; to delete provisions relative to the appointment, compensation, and vacancies, relative to commission members; to delete certain provisions relative to commission meetings; to provide relative to the powers of the governing authority; to authorize the governing authority to hire a port director; to provide relative to the port director's powers and duties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1800 by Representative Powell

AMENDMENT NO. 1

On page 1, line 2, after "1951" delete the remainder of the line and insert "(A) and (B)."

AMENDMENT NO. 2

On page 1, delete lines 4 through 9, and on line 10, delete "director's powers and duties" and insert "for membership of the South Tangipahoa Parish Port Commission"

AMENDMENT NO. 3

On page 1, line 15, change "and 1952" to "(A) and (B)"

AMENDMENT NO. 4

On page 2, delete lines 1 through 26, and insert the following:

"§1951. Creation of South Tangipahoa Parish Port Commission

A. There is hereby created a commission to be known as the South Tangipahoa Parish Port Commission which shall be composed of seven members from the parish of Tangipahoa who shall be appointed ~~directly~~

by the governor for terms of six years as provided in Subsection (B) of this Section. ~~Each member shall receive compensation in the amount of seventy-five dollars per meeting, which shall be payable exclusively from self-generated revenues. The members of the board of commissioners shall serve without compensation.~~ The commission shall hold a regular meeting once each calendar month with a maximum of six additional special meetings annually. No more than three meetings may be held in any one calendar month.

B. ~~The members of the South Tangipahoa Parish Port Commission in office prior to the effective date of this Section shall cease to be members on the effective date hereof. On the effective date of this Section, the governor shall appoint seven members in accordance with the provisions of Subsection A of this Section to serve initial terms as follows: one member to serve for a term of two years; one member to serve for a term of three years; one member to serve for a term of four years; two members each to serve for a term of five years; and two members each to serve for a term of six years. Hereafter, the successors to each of the commissioners shall be appointed to serve for terms of six years in the manner provided in Subsection A of this Section.~~

(1) The term of each member serving on July 1, 2003, shall expire as follows:

(a) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2003, shall expire on July 1, 2003.

(b) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2004, shall expire on July 1, 2003.

(c) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2005, shall expire on July 1, 2004.

(d) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2006, shall expire on July 1, 2005.

(e) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2008, shall expire on July 1, 2007.

(f) The term of any member whose term prior to July 1, 2003, would have expired on October 1, 2009, shall expire on July 1, 2008.

(2) Upon the expiration of the term of each member whose term expires as provided in Paragraph (1) of this Subsection or the creation of a vacancy in the seat of any such member, whichever occurs first, the governor shall appoint the successor to such member, subject to Senate confirmation, as follows and in the following order:

(a) First, one member from a list of three nominees submitted by the senator representing Senate District Six.

(b) Second, one member from a list of three nominees submitted by the representative representing House of Representatives District Seventy-three.

(c) Third, one member from a list of three nominees submitted by the senator representing Senate District Eleven.

(d) Fourth, one member from a list of three nominees submitted by the Pontchatoula Chamber of Commerce.

(e) Fifth, one member from a list of three nominees submitted by the Hammond Chamber of Commerce.

(f) Sixth, one member from a list of three nominees submitted by the Tangipahoa Economic Development Foundation.

(g) Seventh, one member from a list of three nominees submitted by the senator representing Senate District Six, the representative representing House of Representatives District Seventy-three, and the senator representing Senate District Eleven.

(3) Notwithstanding the provisions of Paragraph (2) of this Subsection, if on July 1, 2003, there are any vacancies, such vacancies shall be considered as the first seats to be filled in the manner provided in Paragraph (2).

(4) Notwithstanding the provisions of R.S. 42:2, the expiration of the term of a member shall result in a vacancy until a person is appointed and qualified to serve for the succeeding term.

* * *

AMENDMENT NO. 5

On page 3, delete lines 1 through 26, and on page 4, delete lines 1 through 8, and insert:

"Section 2. This Act shall become effective on July 1, 2003; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2003, or on the day following such approval by the legislature, whichever is later."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1800 by Representative Powell

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 10, 2003, on page 2, line 5, change "(g)" to "(f)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 10, 2003, on page 2, line 26, following "and" and before "senator" change "the the" to "the"

Rep. Powell moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann

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Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinot	Wright

Total—102

NAYS

Total—0

ABSENT

Downer	Frige	Kennard
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Total—3

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1809—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 34:855.3(G) and to enact R.S. 34:855.3(H) and R.S. 56:1687(11), relative to the office of state parks; to prohibit operation of personal watercraft on any body of water located wholly within Poverty Point Reservoir State Park; to authorize the secretary of the Department of Culture, Recreation and Tourism to make, alter, amend, and promulgate rules regulating recreational use of such water bodies; to provide for penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 1809 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line in its entirety and insert in lieu thereof "enact"

AMENDMENT NO. 2

On page 1, line 3, after "parks;" delete "to prohibit"

AMENDMENT NO. 3

On page 1, delete lines 4 and 5 in their entirety and insert in lieu thereof the following:

"to authorize the secretary of"

AMENDMENT NO. 4

On page 1, line 6, between "Tourism" and "to make" insert the following:

", in consultation with the board of commissioners of the Poverty Point Reservoir District,"

AMENDMENT NO. 5

On page 1, line 8, delete "to provide for penalties;"

AMENDMENT NO. 6

On page 1, delete lines 10 through 15 and on page 2, delete lines 1 through 3 in their entirety.

AMENDMENT NO. 7

On page 2, line 4, change "Section 2." to "Section 1."

AMENDMENT NO. 8

On page 2, line 10, between "(11)" and "alter," delete "Make," and insert the following:

"In consultation with the board of commissioners of the Poverty Point Reservoir District, make."

AMENDMENT NO. 9

On page 2, line 16, change "Section 3." to "Section 2."

Rep. Kenney moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander	Glover	Peychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Carter, K	Hudson	Schneider
Carter, R	Hunter	Schwegmann
Cazayoux	Hutter	Shaw
Crane	Iles	Smith, J.D.—50th
Crowe	Jackson, L	Smith, J.H.—8th
Curtis	Jackson, M	Smith, J.R.—30th
Damico	Johns	Sneed
Daniel	Katz	Stelly
Dartez	Kenney	Strain
Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Downs	LeBlanc	Townsend
Durand	Lucas	Triche

Erdey	Martiny	Tucker
Fannin	McDonald	Waddell
Farrar	Montgomery	Walker
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Früge	Nevers	Wright
Total—96		

NAYS

Beard	Capella
Bowler	Smith, G.—56th
Total—4	

ABSENT

Downer	McVea	Wooton
Kennard	Powell	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1864—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 9:3578.6(A)(2), relative to deferred presentment and small loan lenders; to prohibit certain activities; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1864 by Representative Frith

AMENDMENT NO. 1

On page 2, line 1, after "services and" insert "telephone-related"

Rep. Frith moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Früge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th

Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Downer	Kennard	Nevers
Hill	Montgomery	Wooton
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1943—

BY REPRESENTATIVE LEBLANC

AN ACT

To enact Chapter 31 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2091 through 2102, relative to the Lafayette Metropolitan Expressway Commission; to create and provide relative to the Lafayette Metropolitan Expressway Commission; to provide for certain definitions; to provide relative to the purpose, powers, jurisdiction, and duties of the commission; to establish a board of directors; to provide relative to directors; to provide relative to bonds, tolls, and other revenue; to provide relative to certain projects, acquisition of land, and utilities; to provide relative to public records; to provide for the cessation of tolls; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1943 by Representative LeBlanc

AMENDMENT NO. 1

On page 12, line 6, after "property" delete the period "." and insert:

"provided that, notwithstanding any other provision of law to the contrary, whenever any surplus property is acquired by the commission by eminent domain proceedings, the commission first shall offer to sell whatever rights it acquired back to the original owner or his successors in title, at the fair market value or at the original price paid, whichever is less."

SENATE FLOOR AMENDMENTS

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Amendments proposed by Senator Michot to Engrossed House Bill No. 1943 by Representative LeBlanc

AMENDMENT NO. 1

On page 3, line 5, change "authority" to "commission"

AMENDMENT NO. 2

On page 16, delete lines 4 through 7 in their entirety and insert the following:

"prescribed, the authority to issue bonds and provide for the payment thereof, the legality thereof and of all of the provisions of the resolution or other proceedings authorizing the issuance of the bonds shall be conclusively presumed, and no court shall have authority to inquire into such matters. Any notice of intent"

Rep. LeBlanc moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammiett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Kennard

Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1966—

BY REPRESENTATIVES HEBERT, ALARIO, ARNOLD, BAUDOUIN, BROOME, BRUCE, CAPELLA, K. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DOWNS, FANNIN, FARRAR, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GUILLORY, HAMMETT, HEATON, HONEY, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, SHAW, JACK SMITH, JANE SMITH, SNEED, STRAIN, SWILLING, TOWNSEND, WALKER, WINSTON, WOOTON, AND WRIGHT

AN ACT

To enact Part VI-E of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.41 through 250.47, and to repeal R.S. 22:230.3, relative to health insurance coverage; to provide with respect to billing of enrollees and insureds by contracted health care providers and certain noncontracted facility-based health care providers; to provide for notice and disclosure to enrollees and insureds by health insurance issuers and health care facilities relative to identification of noncontracted providers and contract relationships which could result in billing of insureds or enrollees; to provide for penalties and enforcement; to provide with respect to the authority of the commissioner of insurance and the attorney general; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1966 by Representative Hebert, et al

AMENDMENT NO. 1

On page 5, line 19, after "Title," delete "and"

AMENDMENT NO. 2

On page 5, line 20, after "Chapter" delete "including" and insert "and"

AMENDMENT NO. 3

On page 15, between lines 20 and 21, insert the following:

"C. The commissioner shall not be authorized to issue a cease and desist order or to levy a fine against the Office of Group Benefits. If the commissioner concludes, based on the information submitted, that the Office of Group Benefits has violated this Section, the commissioner shall, within sixty days of receipt of such information, notify the commissioner of administration in writing."

Rep. Hebert moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Peychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammitt	Richmond
Baylor	Hebert	Salter
Beard	Hill	Scalise
Bowler	Honey	Schneider
Broome	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hutter	Smith, G.—56th
Capella	Iles	Smith, J.D.—50th
Carter, K	Jackson, L	Smith, J.H.—8th
Carter, R	Jackson, M	Smith, J.R.—30th
Cazayoux	Johns	Sneed
Crane	Katz	Stelly
Crowe	Kenney	Strain
Curtis	LaFleur	Swilling
Damico	Lancaster	Thompson
Daniel	Landrieu	Toomy
Dartez	LeBlanc	Townsend
Devillier	Lucas	Triche
Diez	Martiny	Tucker
Doerge	McDonald	Waddell
Downer	McVea	Walker
Downs	Montgomery	Walsworth
Durand	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Erdey	Hunter	Romero
Heaton	Kennard	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1979—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 47:511(C), relative to accounts created under the International Registration Plan interstate compact; to provide for the refund of registration or licensure fees to owners of vehicles registered or licensed under certain circumstances; to provide procedures for such refunds; to provide for limitation of liability; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1979 by Representative Frith

AMENDMENT NO. 1

On page 1, line 2, change "To enact" to "To amend and reenact R.S. 47:516(B) and to enact"

AMENDMENT NO. 2

On page 1, line 6, after "liability;" insert "to provide for vehicle licensing;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." insert "R.S. 47:516(B) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 2, between lines 18 and 19, insert the following:

"* * *

§516. Vehicles improperly licensed; weighing, inspections and investigations; purchase of proper license required; penalty

* * *

B. If upon weighing the vehicle it is found that it is improperly licensed, or if it is found that the certificate of registration issued for the vehicle is otherwise unlawful, the inspector or enforcement officer may impound the vehicle and may require the operator of the vehicle to purchase forthwith the proper license for and to properly register the vehicle. Twenty-five ~~per centum~~ percent of the annual price of the license or registration shall be added to the cost of purchasing the same as a penalty, which shall be in lieu of the penalties directed to be imposed by R.S. 47:508. There shall be credited against the price of this license or registration the price of the license or registration on the vehicle at the time of its unlawful operation. However, in lieu of impoundment and immediate purchase of license and registration, a Department of Transportation and Development stationary weights and standards enforcement officer may issue a violation ticket in the amount of seventy-five dollars, in addition to any overweight penalties due as provided by R.S. 32:388, to any operator possessed of an improper Louisiana license and registration; may deposit the license plate or plates of said vehicle or combination of vehicles with the enforcement officer, who shall issue the operator a ~~The violation ticket which shall serve as a receipt for said license plate. The violation ticket shall notify the owner and operator in writing to appear within five days to purchase the proper license for and to properly register said vehicle or combination of vehicles, and to pay any penalty due. This violation ticket shall be considered as a temporary license plate for a period not to exceed five days. In addition to any overweight penalties due as provided by R.S. 32:388, if the weight of the vehicle exceeds the manufacturer's gross vehicle weight rating or the manufacturer's gross combined vehicle weight rating, a fine of one hundred dollars shall be paid, in addition to the seventy-five dollar penalty, in lieu of registering the vehicle at the higher weight. Payments for penalties shall be remitted to the Transportation Trust Fund.~~

* * *

Rep. Frith moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

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The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Odinet
Alario	Frith	Peychaud
Alexander	Fruge	Pierre
Ansardi	Futrell	Pitre
Arnold	Gallot	Powell
Baldone	Glover	Quezaire
Baudoin	Green	Richmond
Beard	Guillory	Scalise
Bowler	Hammett	Schneider
Bruce	Hebert	Schwegmann
Bruneau	Hill	Shaw
Capella	Honey	Smith, G.—56th
Carter, K	Hopkins	Smith, J.D.—50th
Carter, R	Hudson	Smith, J.H.—8th
Cazayoux	Hutter	Smith, J.R.—30th
Crane	Iles	Sneed
Crowe	Jackson, L	Stelly
Curtis	Johns	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Townsend
Devillier	Landrieu	Triche
Diez	LeBlanc	Tucker
Doerge	Lucas	Waddell
Downer	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	Welch
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Murray	Wright
Faucheux	Nevers	
Total—92		

NAYS

Jackson, M	Perkins	Toomy
Total—3		

ABSENT

Baylor	Katz	Romero
Broome	Kennard	Salter
Heaton	Morrish	
Hunter	Pinac	
Total—10		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1944— BY REPRESENTATIVE MONTGOMERY AN ACT

To amend and reenact R.S. 27:93(A)(2)(introductory paragraph) and (a), (7)(introductory paragraph) and (e), and (8), to enact R.S. 27:93(A)(9), and to repeal R.S. 27:93(A)(2)(e), (f), and (i), relative to admission fees for riverboats; to provide for allocation of funds derived from riverboat boarding fees on certain riverboats in Bossier Parish; to provide for the levying of boarding fees in Bossier Parish in certain cases; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Adley to Reengrossed House Bill No. 1944 by Representative Montgomery (Duplicate of Senate Bill No. 1051)

AMENDMENT NO. 1

On page 1, line 2, change "27:93(A)(2)(introductory paragraph)" to "27:93(A)(1), (2)(introductory paragraph),"

AMENDMENT NO. 2

On page 1, line 3, between "(introductory paragraph)" and "and (e)" insert the following:

"(7)(a), (b), (c), (d),"

AMENDMENT NO. 3

On page 1, line 3, between "(8)," and "to enact" insert "and 93(B)"

AMENDMENT NO. 4

On page 1, line 3, change "27:93(A)(9)," to "27:93(A)(7)(f) and (9),"

AMENDMENT NO. 5

On page 1, line 13, change "27:93(A)(2)(introductory paragraph)" to "27:93(A)(1), (2)(introductory paragraph),"

AMENDMENT NO. 6

On page 1, line 14, between "(introductory paragraph)" and "and (e)" insert the following:

"(7)(a), (b), (c), (d),"

AMENDMENT NO. 7

On page 1, line 14, change "and (8)" to "(8), and 93(B)"

AMENDMENT NO. 8

On page 1, line 15, change "27:93(A)(9) is" to "27:93(A)(7)(f) and (9) are"

AMENDMENT NO. 9

On page 1, delete lines 18 and 19 in their entirety and on page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"A.(1) Except as otherwise provided herein, the local governing authority of the parish or municipality in which the licensed berth of a riverboat is located may levy an admission fee of up to two and one-half dollars for each passenger boarding or embarking upon a riverboat; provided that in Bossier Parish and Caddo Parish an admission fee of up to three dollars may be levied; and provided that for riverboats located in Bossier City, Bossier Parish, an assessment shall be levied by the city of Bossier City in the amount of four and seven tenths percent of the net monthly gaming revenues as defined in R.S. 27:44(15) as the admission fee; and provided that for riverboats located outside the city limits of Bossier City, but located either partially or entirely in the Parish of Bossier, regardless of the location of the licensed berth, the Bossier Parish Police Jury shall levy an assessment in the amount of one and seventh tenths percent of the net monthly gaming revenues as defined in R.S. 27:44(15), as an admission fee. For purposes of this Section, "licensed berth" shall mean the berth, dock, facility, or boarding area from which a riverboat excursion is authorized to originate by the commission or from which a riverboat is authorized by the commission to operate.

(2) Except as otherwise provided herein, Funds funds derived from the admission fee or the assessment of a percentage of net monthly gaming revenues which the local governing authority of the parishes of Caddo and Bossier or the municipalities of Shreveport and Bossier City may levy for each passenger or assess as a percentage of net monthly gaming revenue as an admission fee, in accordance with Paragraph (1) of this Subsection, when the riverboat is licensed to operate within their jurisdiction, shall be allocated as follows:

AMENDMENT NO. 10

On page 2, delete lines 12 through 26 in their entirety and on page 3, delete lines 1 through 10 in their entirety and insert in lieu thereof the following:

"(7) The admission fee which the governing authority of Bossier City may levy for all riverboats within the city of Bossier City, located in Bossier Parish, shall be four and seventh tenths percent of the monthly net gaming revenues from each riverboat as authorized by Paragraph (1) of this Subsection. In Bossier Parish, if the local governing authority levies an additional admission fee, or the equivalent, as authorized by Paragraph (1) of this Subsection on riverboats initially licensed for operation after January 1, 1997, the The funds derived from the three-dollar boarding fee, or the equivalent, assessment of a percentage of the net monthly gaming revenues shall be allocated as follows:

(a) Two dollars Three percent of the monthly net gaming revenues to the city of Bossier City.

(b) Fifty cents Sixty-six hundredths percent of the monthly net gaming revenues to the parish road fund for four-laning Airline Drive; and after this project has been completed the funds derived from this fee shall be used for general use by the parish road fund.

(c) Twenty-five cents Fifty-nine hundredths percent of the monthly net gaming revenues to the Bossier Educational Excellence Fund, as provided for in R.S. 17:408.2.

(d) Twenty cents Twenty-five hundredths percent of the monthly net gaming revenues to the Bossier Parish sheriff's office.

(e) Five cents Five hundredths percent of the monthly net gaming revenues to the Johnny Gray Jones Youth Shelter and Bossier Parish Juvenile Detention Center operations. R.S. 27:93(A)(7)(f) is all proposed new law.

(f) Fifteen-hundredths percent of the monthly net gaming revenues to the Greater Bossier Economic Development Foundation."

AMENDMENT NO. 11

On page 3, line 11, change "(9)" to "(8)"

AMENDMENT NO. 12

On page 3, between lines 18 and 19, insert the following:

"B. Other than to levy the admission fee or assess a percentage of net monthly gaming revenues as authorized by Subsection A of this Section, no local governing authority may license or regulate the operation of riverboats and the gaming operations conducted thereon.

* * *

AMENDMENT NO. 13

On page 3, line 23, between "contract" and "which" insert the following:

"previously executed by the city of Bossier City and/or the Bossier Police Jury"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1944 by Representative Montgomery

AMENDMENT NO. 1

In Senate Floor Amendment No. 2 proposed by Senator Adley and adopted by the Senate on May 21, 2003, delete lines 5, 6, and 7 and insert "On page 1, delete line 3 and insert "(7), (8), and (B),"

AMENDMENT NO. 2

Delete Senate Floor Amendment Nos. 3 and 4 proposed by Senator Adley and adopted by the Senate on May 21, 2003

AMENDMENT NO. 3

In Senate Floor Amendment No. 6 proposed by Senator Adley and adopted by the Senate on May 21, 2003, delete lines 16, 17, and 18, and insert "On page 1, line 14, delete "(introductory paragraph) and (e)"

AMENDMENT NO. 4

In Senate Floor Amendment No. 7 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 20 change "93(B)" to "(B)"

AMENDMENT NO. 5

In Senate Floor Amendment No. 8 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 22, following "line 15," delete the remainder of the line and insert "delete "and R.S. 27:93(A)(9) is hereby enacted""

AMENDMENT NO. 6

In Senate Floor Amendment No. 9 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on page 2, line 4, change "seventh" to "seven"

AMENDMENT NO. 7

In Senate Floor Amendment No. 10 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on page 2, line 23, change "seventh" to "seven"

AMENDMENT NO. 8

In Senate Floor Amendment No. 12 proposed by Senator Adley and adopted by the Senate on May 21, 2003, on line 7 delete the asterisks
" * * * "

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 1944 by Representative Montgomery

AMENDMENT NO. 1

Delete Senate Floor Amendment Nos. 1 through 13 proposed by Senator Adley and adopted by the Senate on May 21, 2003.

AMENDMENT NO. 2

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Delete Senate Floor Amendment Nos. 1 through 8 proposed by the Legislative Bureau and adopted by the Senate on May 22, 2003.

AMENDMENT NO. 3

On page 1, line 2, after "To" delete the remainder of the line, delete lines 3 and 4, and insert the following:

"amend and reenact R.S. 27:93(A)(1), (2)(introductory paragraph), (a), and (i) and (7) and (B), relative to admission fees"

AMENDMENT NO. 4

On page 1, line 13, after "Section 1." delete the remainder of the line, delete lines 14 and 15, and insert "R.S. 27:93(A)(1), (2)(introductory paragraph), (a), and (i) and (7) and (B) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 5

On page 1, delete lines 18 and 19, and insert the following:

"A.(1) The local governing authority of the parish or municipality in which the licensed berth of a riverboat is located may levy an admission fee of up to two and one-half dollars for each passenger boarding or embarking upon a riverboat; provided that in Bossier Parish, other than in Bossier City, and Caddo Parish an admission fee of up to three dollars may be levied. The governing authority of Bossier City, for each riverboat located in Bossier City in Bossier Parish, shall levy an assessment in the amount of four and seven tenths percent of the monthly net gaming proceeds as defined in R.S. 27:44(15) as the admission fee. For purposes of this Section, "licensed berth" shall mean the berth, dock, facility, or boarding area from which a riverboat excursion is authorized to originate by the commission or from which a riverboat is authorized by the commission to operate."

AMENDMENT NO. 6

On page 2, line 2, change "Caddo Parish" to "the parishes of Caddo and Bossier"

AMENDMENT NO. 7

On page 2, line 7, after "(a)", insert the following:

"Eighty percent of the revenues collected within the parish of Bossier, other than Bossier City, to the governing authority where the boat is located; sixty-nine"

AMENDMENT NO. 8

On page 2, line 9, delete "Sixty-nine"

AMENDMENT NO. 9

On page 2, between lines 11 and 12, insert the following:

"(i) In Bossier Parish, other than Bossier City, if the local governing authority levies an additional fifty-cent admission fee as authorized by Paragraph (1) of this Subsection, the funds derived from this additional fee shall be used in their entirety for the parish road fund and shall be used to provide that Airline Drive from I-220 to the Linton Road Cutoff be made into a four-lane highway. After this project has been completed, the funds derived from this additional fee shall be used for general use in the parish road fund.

* * *

On page 2, line 12, after "(7)" delete the remainder of the line, delete lines 13 through 16, and insert the following:

"The admission fee which the governing authority of Bossier City shall levy for any riverboat located within Bossier City in Bossier Parish shall be four and seven-tenths percent of the monthly net gaming proceeds from each riverboat. The funds derived from the assessment of the monthly net gaming proceeds"

AMENDMENT NO. 10

On page 2, delete lines 18 through 26, on page 3, delete lines 1 through 18, and insert the following:

"(a) ~~Two dollars~~ Three percent of the monthly net gaming proceeds to the city of Bossier City.

(b) ~~Fifty cents~~ Sixty-six hundredths percent of the monthly net gaming proceeds to the parish road fund for four-laning Airline Drive; and after this project has been completed the funds derived from this fee shall be used for general use by the parish road fund.

(c) ~~Twenty-five cents~~ Fifty-nine hundredths percent of the monthly net gaming proceeds to the Bossier Educational Excellence Fund, as provided for in R.S. 17:408.2.

(d) ~~Twenty cents~~ Twenty-five hundredths percent of the monthly net gaming proceeds to the Bossier Parish sheriff's office.

(e) ~~Five cents~~ Five hundredths percent of the monthly net gaming proceeds to the Johnny Gray Jones Youth Shelter ~~and Bossier Parish Juvenile Detention Center operation.~~

(f) Fifteen-hundredths percent of the monthly net gaming proceeds to the Greater Bossier Economic Development Foundation."

AMENDMENT NO. 11

On page 3, between lines 19 and 20, insert the following:

"B. Other than to levy the admission fee, or the assessment of the monthly net gaming proceeds by the governing authority of Bossier City in Bossier Parish, authorized by Subsection A of this Section, no local governing authority may license or regulate the operation of riverboats and the gaming operations conducted thereon.

* * *

AMENDMENT NO. 12

On page 3, delete lines 20 and 21.

AMENDMENT NO. 13

On page 3, line 22, change "Section 3." to "Section 2."

AMENDMENT NO. 14

On page 3, line 23, between "contract" and "which" insert the following:

"previously executed by the city of Bossier City and/or the Bossier Police Jury"

Rep. Montgomery moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Kennard
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 409—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:25.1, relative to the Video Draw Poker Devices Control Law; to prohibit the assessment of costs on the prevailing party in an administrative proceeding or an appeal; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 409 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 11, after "costs" and before "associated" insert ", excluding attorney's fees,"

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Powell
Alario	Green	Quezaire
Alexander	Guillory	Romero
Ansardi	Hammett	Salter
Arnold	Heaton	Schneider
Baldone	Hebert	Schwegmann
Beard	Honey	Shaw
Bruce	Hopkins	Smith, G.—56th
Bruneau	Hudson	Smith, J.D.—50th
Carter, K	Hutter	Smith, J.H.—8th
Carter, R	Jackson, M	Smith, J.R.—30th
Cazayoux	Johns	Sneed
Crane	Kenney	Stelly
Curtis	LaFleur	Strain
Damico	Landrieu	Swilling
Daniel	LeBlanc	Thompson
Dartez	Martiny	Toomy
Devillier	McVea	Townsend
Diez	Montgomery	Triche
Doerge	Morrell	Waddell
Downs	Murray	Walker
Durand	Nevers	Welch
Farrar	Odinet	Winston
Faucheux	Psychaud	Wooton
Flavin	Pierre	Wright
Frith	Pinac	
Gallot	Pitre	
Total—79		

NAYS

Baudoin	Fruge	Lucas
Broome	Futrell	Perkins
Crowe	Hill	Tucker
Erdey	Hunter	Walsworth
Fannin	Iles	
Total—14		

ABSENT

Baylor	Jackson, L	McDonald
Bowler	Katz	Morrish
Capella	Kennard	Richmond
Downer	Lancaster	Scalise
Total—12		

The amendments proposed by the Senate were concurred in by the House.

Suspension of the Rules

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On motion of Rep. Martiny, the rules were suspended to reconsider the vote by which the Senate amendments to House Bill No. 409 were concurred in on the same legislative day.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 409—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:25.1, relative to the Video Draw Poker Devices Control Law; to prohibit the assessment of costs on the prevailing party in an administrative proceeding or an appeal; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the vote by which the Senate Amendments to the above House Bill were concurred in was reconsidered.

Returned to the calendar under the rules.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

SENATE BILL NO. 749—

BY SENATOR HAINKEL AND REPRESENTATIVE HEATON

AN ACT

To enact R.S. 25:318, relative to development funding for the arts and entertainment industry; to create the Louisiana Arts and Entertainment Industry Development Fund as a special fund in the state treasury and to provide for the deposit of certain monies into the fund; to provide for its investment and use; to provide for duties and authorities of the Louisiana Economic Development Corporation; to establish and provide with respect to a program for development and promotion of certain music enterprises; to provide for rulemaking; to provide funding qualification requirements; to provide for annual reports; and to provide for related matters.

Read by title.

Rep. Heaton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Schwegmann

Capella	Hudson	Shaw
Carter, K	Hunter	Smith, G.—56th
Carter, R	Hutter	Smith, J.D.—50th
Cazayoux	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Crowe	Jackson, M	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Downer	McDonald	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Fannin	Morrell	Walker
Farrar	Murray	Welch
Faucheux	Nevers	Winston
Flavin	Odinot	Wright
Frith	Perkins	

Total—95

NAYS

Total—0

ABSENT

Ansardi	Kennard	Walsworth
Doerge	Lucas	Wooton
Downs	Martiny	
Johns	Morrish	

Total—10

The Chair declared the above bill was finally passed.

Rep. Heaton moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 802—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:315.14, relative to child support; to provide an exception to the mandatory minimum payment in certain cases; and to provide for related matters.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Broome	Hebert	Richmond
Bruce	Hill	Romero
Bruneau	Honey	Salter
Carter, K	Hopkins	Scalise
Carter, R	Hudson	Schneider
Cazayoux	Hunter	Schwegmann
Crane	Hutter	Shaw

Crowe	Iles	Smith, G.—56th
Curtis	Jackson, L	Smith, J.D.—50th
Damico	Jackson, M	Smith, J.H.—8th
Daniel	Johns	Smith, J.R.—30th
Dartez	Katz	Stelly
Devillier	Kenney	Strain
Diez	LaFleur	Swilling
Doerge	Lancaster	Thompson
Downer	Landrieu	Toomy
Downs	LeBlanc	Townsend
Durand	Lucas	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—93		

NAYS

Bowler	Sneed
Psychaud	Triche
Total—4	

ABSENT

Ansardi	Heaton	Morrish
Beard	Kennard	Walsworth
Capella	Martiny	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Townsend moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 840—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 9:1123.115.1, relative to condominiums; to provide for the collection of utilities by local governmental entities; to authorize certain sales involving abandoned units; to authorize certain donations of abandoned or blighted property units by municipalities or parishes; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander	Futrell	Psychaud
Arnold	Gallot	Pierre
Baldone	Glover	Pinac
Baudoin	Green	Pitre
Baylor	Guillory	Powell
Beard	Hammett	Quezaire
Bowler	Heaton	Richmond
Broome	Hebert	Romero
Bruce	Hill	Salter
Bruneau	Honey	Scalise
Capella	Hopkins	Schwegmann
Carter, K	Hudson	Shaw

Carter, R	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Iles	Smith, J.R.—30th
Crowe	Jackson, L	Sneed
Curtis	Jackson, M	Stelly
Damico	Johns	Strain
Daniel	Katz	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Toomy
Diez	Lancaster	Townsend
Doerge	Landrieu	Triche
Downer	LeBlanc	Waddell
Downs	Lucas	Walker
Durand	McDonald	Walsworth
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Morrish	Tucker
Kennard	Schneider	
Martiny	Smith, J.H.—8th	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Richmond moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 844—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 9:2801.2, relative to partition of community property; to provide for the valuation of goodwill as an asset in the partition of community property for certain businesses; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th

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Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Kennard	Morrish
Total—2	

The Chair declared the above bill was finally passed.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 975— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 9:355.1(2), 355.3(B) and (C), 355.7 and 355.8(A), and to enact R.S. 9:355.4(B)(7), relative to child custody; to provide requirements for parents prior to relocation of a child; to provide for a time period in which a parent may object to the relocation of a child; to provide for parents with equal or shared custody; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

SENATE BILL NO. 983— BY SENATOR DARDENNE

AN ACT

To amend and reenact Children's Code Art. 1015(3); relative to termination of parental rights; to provide for the termination of parental rights of parents who have been convicted of sexually abusing their children; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Glover	Powell
Arnold	Green	Quezaire
Baldone	Guillory	Richmond
Baudoin	Hammett	Salter
Baylor	Hebert	Scalise
Beard	Hill	Schneider
Bowler	Honey	Schwegmann
Broome	Hopkins	Shaw
Bruce	Hudson	Smith, G.—56th
Bruneau	Hutter	Smith, J.D.—50th
Capella	Iles	Smith, J.H.—8th
Carter, K	Jackson, L	Smith, J.R.—30th
Carter, R	Jackson, M	Sneed
Cazayoux	Johns	Stelly
Crane	Katz	Strain
Crowe	Kenney	Swilling
Damico	LaFleur	Thompson
Daniel	Lancaster	Toomy
Dartez	Landrieu	Townsend
Devillier	LeBlanc	Triche
Diez	Martiny	Tucker
Doerge	McDonald	Waddell
Downer	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Faucheux	Odinet	Wright
Flavin	Perkins	
Frith	Peychaud	
Total—97		

NAYS

Total—0

ABSENT

Curtis	Hunter	Morrish
Downs	Kennard	Romero
Heaton	Lucas	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Devillier moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 997— BY SENATORS SCHEDLER AND HAINKEL AN ACT

To amend and reenact R.S. 39:11(A) and R.S. 39:127(C), relative to the transfer and reallocation of space in state owned buildings or premises leased by the state; to provide with regard to the authority of the commissioner of administration and the division of administration; to provide for prior approval by the Joint Legislative Committee on the Budget; to provide for applicability and for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

SENATE BILL NO. 1011—

BY SENATORS MICHOT AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:1496.1(A) and (B) and to enact R.S. 39:1496.1(E), relative to performance based contracts; to provide for review, approval, and oversight of such contracts; and to provide for related matters.

Read by title.

Rep. LeBlanc sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Reengrossed Senate Bill No. 1011 by Senator Michot

AMENDMENT NO. 1

In Amendment No. 2 proposed by the House Committee on Appropriations and adopted by the House on June 10, 2003, on page 1, line 17 of the amendment, after the period "," delete the remainder of the line and delete lines 18 and 19 in their entirety and insert the following:

"The commissioner of administration shall submit the proposed rules and regulations to the Joint Legislative Committee on the Budget thirty days prior to the review and approval of such rules and regulations by the committee."

AMENDMENT NO. 2

In Amendment No. 6 proposed by the House Committee on Appropriations and adopted by the House on June 10, 2003, on page 2, at the beginning of line 5 of the amendment, delete "such proposals" and insert "each such proposal"

AMENDMENT NO. 3

In Amendment No. 6 proposed by the House Committee on Appropriations and adopted by the House on June 10, 2003, on page 2, line 39, change "review" to "evaluations, review"

On motion of Rep. LeBlanc, the amendments were adopted.

Rep. LeBlanc moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammitt	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Iles	Shaw

Carter, R
Cazayoux
Crowe
Curtis
Damico
Daniel
Dartez
De villier
Diez
Downer
Durand
Erdey
Fannin
Farrar
Fauchaux
Flavin
Frith

Total—96

Jackson, L
Jackson, M
Johns
Katz
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Murray
Nevers

Smith, J.D.—50th
Smith, J.H.—8th
Sneed
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walker
Walsworth
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Crane
Doerge
Downs
Total—9

Hutter
Kennard
Morrish

Smith, G.—56th
Smith, J.R.—30th
Welch

The Chair declared the above bill was finally passed.

Rep. LeBlanc moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1024—

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 56:40.9(A), and to enact R.S. 56:10(B)(12), relative to the Conservation Fund; to create the enforcement emergency situation response account as a special account in the fund; to provide for the deposit of monies into the account and for the use of such monies for enforcement purposes; and to provide for related matters.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinot
Alario	Glover	Perkins
Alexander	Green	Peychaud
Ansardi	Guillory	Pierre
Arnold	Hammitt	Pinac
Baldone	Heaton	Pitre
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th

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Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Durand	Martiny	Triche
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—96		

NAYS

Total—0

ABSENT

Crane	Downs	Powell
Devillier	Farrar	Smith, J.R.—30th
Diez	Kennard	Tucker
Total—9		

The Chair declared the above bill was finally passed.

Rep. Jack Smith moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1028 (Substitute For Senate Bill 321 By Senator Lentini) — BY SENATOR LENTINI

AN ACT

To enact R.S. 33:2218.2(C)(8)(d), relative to law enforcement officers; to provide relative to supplemental pay for such persons; to provide for eligibility of certain elected police chiefs to receive such compensation; to provide for an effective date for the initiation of such compensation; and to provide for related matters.

Read by title.

Rep. Bowler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th

Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Townsend
Devillier	LeBlanc	Triche
Diez	Lucas	Tucker
Doerge	Martiny	Waddell
Downer	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Frith	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Downs	Kennard	Toomy
Jackson, M	Smith, J.R.—30th	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Bowler moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1099— BY SENATOR DARDENNE

AN ACT

To enact R.S. 49:321.1, relative to state funds; to provide with respect to the authority of the treasurer to manage state funds; to authorize the reinvestment of cash collateral; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. LeBlanc, the bill was returned to the calendar.

SENATE BILL NO. 1111— BY SENATOR SCHEDLER

AN ACT

To enact R.S. 38:2251(L) and R.S. 39:1595(K), relative to public contracts; to provide that a preference be given to products printed in Louisiana; and to provide for related matters.

Read by title.

Rep. Hopkins sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed Senate Bill No. 1111 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "enact R.S. 38:2251(L) and R.S. 39:1595(K)," and insert "To repeal R.S. 38:2251 and R.S. 39:1595, 1595.3, 1595.4, and 1595.5,"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert "repeal certain preferences; and"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." delete the remainder of the line and delete lines 7 through 15 in their entirety and delete page 2, and insert the following:

"R.S. 38:2251 and R.S. 39:1595, 1595.3, 1595.4, and 1595.5 are hereby repealed in their entirety."

Rep. Hopkins moved the adoption of the amendments.

Rep. Jack Smith objected.

By a vote of 57 yeas and 33 nays, the amendments were adopted.

Rep. Jack Smith moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Sneed
Crane	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—100		

NAYS

Crowe
Total—1

ABSENT

Hutter	Kennard
Johns	Smith, J.R.—30th
Total—4	

The Chair declared the above bill was finally passed.

Rep. Jack Smith moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1115— BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:1856(E) and (F)(1)(a)(i) and 1857(B)(2) and Section 2 of Act No. 1149 of the 2001 Regular Session of the Legislature, relative to ad valorem property taxes paid under protest; to provide with regard to credits and refunds of ad valorem property taxes; to provide with regard to the use of certain tax funds; to provide for a special effective date and the application of the Act to certain payment; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—99		

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NAYS

Total—0

ABSENT

Dartez	Hebert	Pinac
Devillier	Kennard	Smith, J.R.—30th
Total—6		

The Chair declared the above bill was finally passed.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1121— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 47:1856(E) and 2110(A)(2), and Section 2 of Act No. 1149 of the 2001 Regular Session, relative to ad valorem property tax; to provide with respect to certain ad valorem taxes which are in dispute and payment of such taxes made under protest; to provide for notice in matters where the assessments of certain ad valorem taxes are in dispute and payment of such taxes is made under protest; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Diez	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Odinet	Wright

Total—99

NAYS

Total—0

ABSENT

Devallier	Kennard	Nevers
Doerge	LaFleur	Smith, J.R.—30th
Total—6		

The Chair declared the above bill was finally passed.

Rep. Alario moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1126— BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 51:2453(1)(a)(i)(cc), relative to the quality jobs program; to provide for the percentage of health insurance premium to be paid by the employer for certain employees in order to qualify under the "Louisiana Quality Jobs Program Act"; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Sneed
Crane	Johns	Stelly
Crowe	Katz	Strain
Curtis	Kenney	Swilling
Damico	LaFleur	Thompson
Daniel	Lancaster	Toomy
Dartez	Landrieu	Townsend
Devallier	LeBlanc	Triche
Diez	Lucas	Tucker
Doerge	McDonald	Waddell
Downer	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	

Total—100

NAYS

Total—0

ABSENT

Downs

Kennard

Smith, J.R.—30th

Hutter

Martiny

Total—5

The Chair declared the above bill was finally passed.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 72—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 15:307(B), relative to ignition interlock devices; to provide relative to the installation of ignition interlock devices as a requirement of probation for operating a vehicle while intoxicated; to prohibit the mail order purchase of such a device; to provide for definitions; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

SENATE BILL NO. 77—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 26:81(C), and (D) and 281(C), (D) and (F) and to enact R.S. 17:405(A)(1)(h) and (i), and (4), relative to the status and location of licensed day care centers; to provide relative to the proximity of licensed day care centers to alcohol service providers; to place such day care centers within drug free zones; and to provide for related matters.

Read by title.

Rep. Martiny sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 77 by Senator Mount

AMENDMENT NO. 1

Delete Committee Amendment Nos. 1 through 4 proposed by the Administration of Criminal Justice Committee and adopted by the House on June 16, 2003.

AMENDMENT NO. 2

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 40:981.3(A)(3)(a) and (b) and (D) and to"

AMENDMENT NO. 3

On page 1, line 3, after "(i)," delete the remainder of the line, and insert "and (4) and R.S. 40:981.3(C)(6), relative to"

AMENDMENT NO. 4

On page 1, delete lines 4 through 6 in their entirety, and insert "day care centers; to provide that full-time day care centers and areas within one thousand feet of any property used for a full-time day care center shall be included in the definition of a "drug free zone"; to define "full-time day care center" and "property used for a full-time day care center"; to provide that violations of the Uniform Controlled Dangerous Substances Law which occur on or near any properly posted property used for a full-time day care center are subject to increased penalties; to provide for exceptions; and to provide for"

AMENDMENT NO. 5

On page 2, line 2, after "for" delete "the purposes of"

AMENDMENT NO. 6

On page 2, delete lines 14 through 26 in their entirety, and delete page 3 in its entirety, and on page 4, delete lines 1 through 21 in their entirety and insert in lieu thereof the following:

"Section 2. R.S. 40:981.3(A)(3)(a) and (b) and (D) are hereby amended and reenacted and R.S. 40:981.3(C)(6) is hereby enacted all to read as follows:

§981.3. Violation of Uniform Controlled Dangerous Substances Law

A.

* * *

(3)(a) Any person who violates a felony provision of R.S. 40:966 through R.S. 40:970 of the Uniform Controlled Dangerous Substances Law while on any religious building property, public housing authority property, property used for a full-time day care center, or within one thousand feet of any such property, if the area is posted as a drug-free zone, shall, upon conviction, be punished in accordance with Subsection E of this Section.

(b) In order for the provisions of this Section to apply to religious buildings ~~or~~, to public housing authority property, ~~or to property used for a full time day care center~~ the building must be posted as a drug-free zone as provided herein. The design and posting of the signs shall be at the discretion of the entity that owns or has authority over the religious building or public housing authority property. In order to post the area as a drug-free zone, the signs shall be located in a visible manner on or near each religious building or public housing authority property indicating that such area is a drug-free zone, that such zone extends for a distance of one thousand feet, and that a felony violation of the Uniform Controlled Dangerous Substances Law will subject the offender to severe penalties under law.

* * *

C. For purposes of this Section:

* * *

(6) "Full-time day care center" or "property used for a full-time day care center" means any place or facility operated by any institution, society, agency, corporation, person or persons, or any other group pursuant to a license issued by the state for the primary purpose of providing care, supervision, and guidance of seven or more children, not including those related to the care giver, unaccompanied by parent or guardian, on a regular basis for at least twelve and one-half hours in a continuous seven-day week.

D. A violation of this Section within one thousand feet of school property, a drug treatment facility, religious building property, ~~or~~ public housing authority property, or property used for a full-time day care

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center shall not include an act which occurs entirely within a private residence wherein no person seventeen years of age or under was present.

* * *

On motion of Rep. Martiny, the amendments were adopted.

Rep. Cazayoux moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander	Green	Pitre
Ansardi	Guillory	Powell
Arnold	Hammett	Quezaire
Baldone	Hebert	Richmond
Baudoin	Hill	Romero
Baylor	Honey	Salter
Bowler	Hopkins	Scalise
Broome	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Hutter	Shaw
Capella	Iles	Smith, G.—56th
Carter, K	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Fruge	Perkins	
Futrell	Psychaud	
Total—100		

NAYS

Total—0

ABSENT

Beard	Durand	Kennard
Carter, R	Heaton	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Cazayoux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 98—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 14:63 and to repeal R.S. 14:63.1, 63.2, 63.5, 63.6, 63.7, 63.8, 63.9, 63.10, and 63.12, relative to criminal trespass; to provide for the crime of unauthorized entry; to provide for penalties; to provide exemptions; to provide for the limitation of liability of owners, lessees, and custodians; to delete certain specific types of crimes of trespass; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Thompson, the bill was returned to the calendar.

SENATE BILL NO. 202—

BY SENATOR BOISSIERE

AN ACT

To repeal Act No. 293 of the 1976 Regular Session, relative to the ownership of building property by certain retirement systems; to provide with respect to the ownership of building property of the Teachers' Retirement System of Louisiana, the Louisiana State Employees' Retirement System and the School Employees' Retirement System of Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch

Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Total—102		

NAYS

Total—0

ABSENT

Crane	Kennard	LaFleur
Total—3		

The Chair declared the above bill was finally passed.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 207—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 14:27(D)(1) and to enact R.S. 14:27(E), relative to attempted crimes; to provide relative to attempts of certain crimes; to increase penalties for such attempts when the victim is a peace officer; to define peace officer; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Quezaire
Baudoin	Guillory	Richmond
Baylor	Hammett	Romero
Beard	Heaton	Salter
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	LaFleur	Toomy
Dartez	Lancaster	Townsend
Devillier	Landrieu	Triche
Doerge	LeBlanc	Tucker
Downer	Lucas	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	

Total—97

NAYS

Total—0

ABSENT

Ansardi	Kennard	Powell
Diez	Martiny	Swilling
Honey	Morrell	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 235—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 17:1186(B), relative to leaves of absence for teachers; to increase the maximum duration of leave without pay to be granted to certain employees; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downer	McDonald	Triche
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Total—95		

NAYS

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Total—0

ABSENT

Ansardi	Johns	Tucker
Carter, R	Kennard	Walsworth
Fruge	Martiny	
Honey	Shaw	
Total—10		

The Chair declared the above bill was finally passed.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 281— BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:1307(A)(3), relative to the State Police Pension and Retirement System; to provide with respect to member benefits; to provide with respect to a retirement benefit longevity increase for members who participated in the Deferred Retirement Option Plan on or before June 30, 2003, and who continued in employment after participation in the Deferred Retirement Option Plan without a break in service and who remained in such continuous employment on July 1, 2003; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Hill	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston

Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Ansardi	Kennard	Smith, J.D.—50th
Honey	Martiny	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 295— BY SENATOR DARDENNE

AN ACT

To amend and reenact Code of Criminal Procedure Art. 571.1 and 572 and to enact Code of Criminal Procedure Art. 572.1, relative to time limitations of prosecution; to repeal such limitations on certain offenses under certain conditions; to provide for definitions; to provide for retroactive application of provisions; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Psychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Hill	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Fannin	Morrish	Winston

Farrar	Murray	Wooton
Fauchoux	Nevers	
Flavin	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Honey	Morrell	Wright
Kennard	Swilling	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Devillier moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 303—

BY SENATORS MOUNT AND SCHEDLER
AN ACT

To amend and reenact Title V of the Children's Code, to be comprised of Articles 501 and 502, 507 through 514, 521 through 526, and 531 through 533; and to repeal Children's Code Article 503, relative to services to families; to provide for the use of multidisciplinary investigative teams as a response to the investigation and disposition of cases of child abuse within each judicial district; to provide for definitions; to provide for the membership of each team; to provide for the development and content of interagency protocols for each team for the investigation of allegations of child abuse; to provide for the qualifications of a forensic interviewer of children; to provide for the adoption of a confidentiality policy for a multidisciplinary team; to provide for immunity from civil or criminal liability for a team member; to provide for the establishment of child advocacy centers to encourage agency cooperation and to expedite the resolution of abuse allegations; to establish the responsibilities, confidentiality policy and immunity from civil or criminal liability for the child advocacy centers; to revise certain statutory provisions regarding the Children's Advocacy Clearinghouse; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hutter	Shaw
Capella	Iles	Smith, G.—56th
Carter, K	Jackson, L	Smith, J.D.—50th

Carter, R
Cazayoux
Crane
Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Downer
Downs
Durand
Erdey
Fannin
Farrar
Flavin
Frith
Total—100

Jackson, M
Johns
Katz
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Perkins

Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walker
Walsworth
Welch
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Fauchoux	Hunter	Swilling
Honey	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Durand moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 304—

BY SENATOR DARDENNE

AN ACT

To amend and reenact Code of Civil Procedure Arts. 3603.1(A), 3604(C), 3607.1(A) and (B), and 3610, Code of Criminal Procedure Arts. 29(B), 30, 327.1, 335.1(A), 871.1 and 895(L)(1), R.S. 9:366 and 372(A), R.S. 13:4243(B) and 4248(A) and (C), R.S. 14:79(A)(1) and (2) and (E), R.S. 46:2135(A)(2), 2136(A)(2), 2136.2(A), (B) and (F), the introductory paragraph of 2140, 2140(1) and (2) and to enact R.S. 9:372.1, R.S. 46:1842(9)(d) and 2151(C), all relative to domestic violence; to provide for payment of costs for a peace bond and security for a temporary restraining order or preliminary injunction by a victim of domestic violence; to provide for filing and transmittal of Uniform Abuse Prevention Orders; to provide for the definition of dating violence; to provide for protective order relief relative to possession of the family home; to provide for the duties of law enforcement officers relative to domestic abuse; to provide for injunctions against harassment; to delete certain notice requirements in protective order proceedings; to provide relative to the violation and enforcement of foreign protective orders; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fauchoux	Nevers
Alario	Flavin	Odinet

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Alexander	Frith	Pinac
Ansardi	Gallot	Pitre
Arnold	Glover	Powell
Baldone	Green	Quezaire
Baudoin	Hammett	Romero
Baylor	Heaton	Salter
Beard	Hebert	Schneider
Bruce	Hill	Schwegmann
Bruneau	Honey	Smith, J.D.—50th
Carter, R	Hopkins	Smith, J.H.—8th
Cazayoux	Hudson	Smith, J.R.—30th
Crane	Hunter	Stelly
Crowe	Hutter	Strain
Curtis	Iles	Swilling
Damico	Johns	Toomy
Daniel	LaFleur	Townsend
Dartez	Landrieu	Triche
Devillier	LeBlanc	Waddell
Diez	Lucas	Walker
Doerge	Martiny	Welch
Downer	McDonald	Winston
Downs	Montgomery	Wooton
Durand	Morrell	Wright
Fannin	Morrish	
Farrar	Murray	
Total—79		

NAYS

Bowler	Jackson, M	Richmond
Broome	Kenney	Shaw
Carter, K	Lancaster	Smith, G.—56th
Erdey	McVea	Sneed
Früge	Perkins	Thompson
Guillory	Peychaud	Walsworth
Jackson, L	Pierre	
Total—20		

ABSENT

Capella	Katz	Scalise
Futrell	Kennard	Tucker
Total—6		

The Chair declared the above bill was finally passed.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 398— BY SENATORS FONTENOT, IRONS, MOUNT, BAJOE AND HINES AN ACT

To enact R.S. 17:17, relative to the State Department of Education; to require the employment of a physical education coordinator; to provide for recommendations regarding such coordinator; to require the posting of a state physical activity plan to the department website; and to provide for related matters.

Read by title.

Rep. Jane Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Früge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pitre

Arnold	Glover	Quezaire
Baldone	Green	Richmond
Baudoin	Guillory	Romero
Baylor	Hammett	Salter
Beard	Heaton	Scalise
Bowler	Hill	Schneider
Broome	Honey	Schwegmann
Bruce	Hopkins	Shaw
Bruneau	Hudson	Smith, G.—56th
Capella	Hunter	Smith, J.D.—50th
Carter, K	Hutter	Smith, J.H.—8th
Carter, R	Iles	Smith, J.R.—30th
Cazayoux	Jackson, L	Sneed
Crane	Jackson, M	Stelly
Crowe	Johns	Strain
Curtis	Katz	Swilling
Damico	Kenney	Thompson
Daniel	LaFleur	Toomy
Dartez	Lancaster	Townsend
Devillier	Landrieu	Triche
Diez	LeBlanc	Tucker
Doerge	Lucas	Waddell
Downer	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	Welch
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Nevers	
Flavin	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Hebert	Martiny	Powell
Kennard	Pinac	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Jane Smith moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 424— BY SENATOR CHAISSON AN ACT

To enact R.S. 27:302(E), relative to the Video Draw Poker Devices Control Law; to provide with respect to description and specifications of devices; to provide for the scheduling of video poker games with no minimum wager; and to provide for related matters.

Read by title.

Rep. Bruneau sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed Senate Bill No. 424 by Senator Chaisson

AMENDMENT NO. 1

On page 1, at the end of line 13, insert the following:

"A video draw poker device shall accept coins in the amount of the minimum wager offered by that device. That video draw poker device shall provide one game for each coin of that denomination deposited in that machine. Video draw poker devices may accept coins or currency of denominations of multiples of the minimum wager, but shall provide one game for each amount of the minimum wager deposited in that video draw poker device. The provisions of this Subsection shall not be construed to affect the limitations on the amount of money played and the limitation on the value of prizes established in R.S. 27:304."

On motion of Rep. Bruneau, the amendments were adopted.

Rep. Martiny moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Quezaire
Baldone	Hammett	Richmond
Bowler	Heaton	Romero
Bruce	Hebert	Salter
Bruneau	Honey	Scalise
Capella	Hopkins	Schwegmann
Carter, K	Hudson	Smith, J.D.—50th
Carter, R	Hutter	Smith, J.H.—8th
Cazayoux	Jackson, L	Sneed
Curtis	Jackson, M	Stelly
Damico	Johns	Swilling
Daniel	LaFleur	Toomy
Dartez	Lancaster	Townsend
Devillier	Landrieu	Triche
Doerge	Martiny	Waddell
Durand	Montgomery	Walker
Faucheux	Morrell	Welch
Flavin	Murray	Winston
Frith	Odinet	Wooton
Fruge	Peychaud	
Total—68		

NAYS

Alexander	Farrar	Perkins
Baudoin	Futrell	Powell
Baylor	Hill	Schneider
Beard	Iles	Shaw
Broome	Katz	Smith, G.—56th
Crane	Kenney	Strain
Crowe	LeBlanc	Thompson
Diez	Lucas	Tucker
Downer	McDonald	Walsworth
Erdey	Morrish	Wright
Fannin	Nevers	
Total—32		

ABSENT

Downs	Kennard	Smith, J.R.—30th
Hunter	McVea	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 425— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:447, 448, 449, 450 and 451, and to enact R.S. 11:451.1, 451.2, 451.3 and 451.4, relative to the Louisiana State Employees' Retirement System; to provide for self-directed investment funds in the Deferred Retirement Option Plan and to alter other provisions of the plan to be compatible with the changes in the plan; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Peychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Schwegmann
Capella	Hudson	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	McDonald	Tucker
Downer	McVea	Waddell
Downs	Montgomery	Walker
Durand	Morrell	Walsworth
Erdey	Morrish	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Flavin	Odinet	Wright
Frith	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Broome	Kennard	Smith, J.R.—30th
Faucheux	Landrieu	
Hunter	Martiny	
Total—7		

The Chair declared the above bill was finally passed.

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Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 426— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:1902(11), 1903(H), 1928(B)(1), 1932(A) and (B), and 1976, relative to the Parochial Employees' Retirement System of Louisiana; to provide with respect to the method used to calculate overtime; to provide with respect to plans for extending member benefits; to provide with respect to retirees in elected positions; to provide with respect to the mode of payment options; to provide with respect to employee contribution rate; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander	Futrell	Psychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Kennard	Tucker
Landrieu	Walsworth

Total—4

The Chair declared the above bill was finally passed.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 427— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:822(E), relative to Teachers' Retirement System of Louisiana; to provide with respect to election procedures; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Alexander	Kennard
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Total—2

The Chair declared the above bill was finally passed.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 477—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 27:301(B)(16) and 302(A)(5)(p), relative to the Video Draw Poker Devices Control Law; to provide with respect to video draw poker; to provide for definitions; to provide for description and specifications; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Ansardi	Heaton	Pitre
Arnold	Hebert	Quezaire
Baldone	Honey	Richmond
Baylor	Hopkins	Romero
Bowler	Hudson	Schwegmann
Bruneau	Hunter	Smith, J.D.—50th
Capella	Hutter	Smith, J.H.—8th
Carter, K	Jackson, L	Smith, J.R.—30th
Cazayoux	Jackson, M	Sneed
Curtis	Johns	Stelly
Damico	LaFleur	Swilling
Daniel	Lancaster	Toomy
Dartez	Landrieu	Townsend
Devillier	Lucas	Triche
Doerge	Martiny	Tucker
Durand	McDonald	Waddell
Flavin	Montgomery	Walker
Frith	Morrell	Welch
Frige	Morrish	Winston
Gallot	Murray	Wooton
Glover	Odinet	
Green	Peychaud	

Total—70

NAYS

Alexander	Farrar	Salter
Baudoin	Futrell	Scalise
Beard	Hill	Schneider
Broome	Iles	Smith, G.—56th
Crane	Kenney	Strain
Crowe	LeBlanc	Thompson
Diez	McVea	Walsworth
Downer	Nevers	Wright
Erdey	Perkins	
Fannin	Powell	

Total—28

ABSENT

Bruce	Faucheux	Shaw
Carter, R	Katz	
Downs	Kennard	

Total—7

The Chair declared the above bill was finally passed.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Broome, and under a suspension of the rules, the above roll call was corrected to reflect her as voting nay.

SENATE BILL NO. 98—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 14:63 and to repeal R.S. 14:63.1, 63.2, 63.5, 63.6, 63.7, 63.8, 63.9, 63.10, and 63.12, relative to criminal trespass; to provide for the crime of unauthorized entry; to provide for penalties; to provide exemptions; to provide for the limitation of liability of owners, lessees, and custodians; to delete certain specific types of crimes of trespass; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Cazayoux sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 98 by Senator Lentini

AMENDMENT NO. 1

On page 5, delete line 22 in its entirety and insert "(3) Any person making a delivery, soliciting, selling any product or service, conducting a survey or poll, a real estate"

AMENDMENT NO. 2

On page 6, between lines 11 and 12 insert the following:

"(7) Any candidate for political office or any person working on behalf of a candidate for a political office."

AMENDMENT NO. 3

On page 8, at the beginning of line 2, insert "I."

AMENDMENT NO. 4

On page 8, at the end of line 5, insert "A minor ten years old or younger shall not be arrested, detained or apprehended for the crime of trespass."

On motion of Rep. Cazayoux, the amendments were adopted.

Rep. Jack Smith sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

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Amendments proposed by Representative Jack Smith to Reengrossed Senate Bill No. 98 by Senator Lentini

AMENDMENT NO. 1

On page 6, between lines 11 and 12, add the following:

"(8) The owner or occupant of a watercraft or vessel traveling in salt water engaged in any lawful purpose for the purpose of retrieval of his property or for obtaining assistance in an emergency situation."

On motion of Rep. Jack Smith, the amendments were adopted.

Rep. Farrar sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farrar to Reengrossed Senate Bill No. 98 by Senator Lentini

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1 through 3 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 16, 2003.

AMENDMENT NO. 2

On page 6, line 10, after "weapon" and before "on" delete "in his possession or"

AMENDMENT NO. 3

On page 8, line 1, after "acts" and before "of" insert "or gross negligence"

On motion of Rep. Farrar, the amendments were adopted.

Rep. Thompson moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Glover	Powell
Arnold	Green	Quezaire
Baldone	Guillory	Richmond
Baudoin	Hammett	Romero
Baylor	Heaton	Salter
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Broome	Honey	Schwegmann
Bruce	Hopkins	Shaw
Bruneau	Hudson	Smith, G.—56th
Capella	Hunter	Smith, J.D.—50th
Carter, R	Hutter	Smith, J.H.—8th
Cazayoux	Iles	Smith, J.R.—30th
Crane	Jackson, L	Sneed
Crowe	Jackson, M	Stelly
Curtis	Johns	Strain
Damico	Katz	Swilling
Daniel	Kenney	Thompson
Dartez	LaFleur	Toomy

Devillier	Lancaster	Townsend
Doerge	Landrieu	Triche
Downer	LeBlanc	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Winston
Farrar	Morrish	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—97		

NAYS

Carter, K	Morrell	Peychaud
Lucas	Murray	Welch
Total—6		

ABSENT

Diez	Kennard
Total—2	

The Chair declared the above bill was finally passed.

Rep. Thompson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 72— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 15:307(B), relative to ignition interlock devices; to provide relative to the installation of ignition interlock devices as a requirement of probation for operating a vehicle while intoxicated; to prohibit the mail order purchase of such a device; to provide for definitions; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LaFleur sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Engrossed Senate Bill No. 72 by Senator Dupre

AMENDMENT NO. 1

In House Committee Amendment No. 11 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 16, 2003, on page 2, line 18, after "after being requested to do so," and before "and" insert "for a second violation of R.S. 14:98, R.S. 14:98.1, or a parish or municipal ordinance that prohibits operating a vehicle while intoxicated"

On motion of Rep. LaFleur, the amendments were adopted.

Rep. Faucheux sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed Senate Bill No. 72 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 4 after "(2)", delete the remainder of the line and delete lines 5 and 6 and on line 7 delete "obtain such device through mail order purchase."

AMENDMENT NO. 2

On page 2, delete line 9

AMENDMENT NO. 3

On page 2, line 10 after "technicians" and before "shall" insert "who"

AMENDMENT NO. 4

On page 2, delete lines 12 through 19

On motion of Rep. Faucheux, the amendments were adopted.

Rep. Perkins moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	Wright
Total—102		

NAYS

Total—0

ABSENT

Glover	Heaton	Kennard
Total—3		

The Chair declared the above bill was finally passed.

Rep. Perkins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 480—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 15:542.1(H)(1) and 572(B), relative to sex offenses; to provide relative to required registration of sex offenders; to limit certain exemptions from such registration to a pardon by the governor; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Downer	Glover	McDonald
Downs	Kennard	Tucker
Total—6		

The Chair declared the above bill was finally passed.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

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SENATE BILL NO. 481— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 27:302 (A)(5)(i), relative to the Video Draw Poker Devices Control Law; to provide with respect to the denomination of bills a video draw poker device accepts; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Psychaud
Alario	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Quezaire
Baylor	Heaton	Richmond
Bowler	Hebert	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schwegmann
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Swilling
Devillier	Martiny	Toomy
Doerge	Montgomery	Townsend
Durand	Morrell	Triche
Faucheux	Morrish	Waddell
Flavin	Murray	Welch
Frith	Odinot	Wooton
Total—66		

NAYS

Alexander	Futrell	Perkins
Baudoin	Hill	Powell
Beard	Hunter	Schneider
Broome	Iles	Shaw
Crane	Jackson, M	Smith, G.—56th
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Diez	LeBlanc	Walker
Downer	Lucas	Walsworth
Erdey	McDonald	Winston
Fannin	McVea	Wright
Farrar	Nevers	
Total—35		

ABSENT

Downs	Kennard
Fruge	Tucker
Total—4	

The Chair declared the above bill was finally passed.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Beard, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

SENATE BILL NO. 502— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 14:43(A)(1), relative to the crime of simple rape; to revise one of a set of circumstances that makes an act of sexual intercourse deemed to be without lawful consent; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wooton
Faucheux	Nevers	Wright
Flavin	Odinot	
Frith	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Glover	Kennard
Total—2	

The Chair declared the above bill was finally passed.

Rep. Devillier moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 508—

BY SENATORS C. JONES AND CRAVINS

AN ACT

To enact R.S. 15:574.22(G)(4), relative to parole; to provide relative to the Louisiana Risk Review Panel; to provide relative to offenders serving a sentence of life imprisonment; to authorize application of such offenders to the risk review panel under certain conditions; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Martiny sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 508 by Senator C.D. Jones

AMENDMENT NO. 1

Delete Amendment Nos. 1 through 4 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 16, 2003.

AMENDMENT NO. 2

On page 1, line 2, after "enact" and before "relative" delete "R.S. 15:574.22(G)(4)," and insert "R.S. 15:574.22(G)(2)(d),"

AMENDMENT NO. 3

On page 1, line 3, after "Panel;" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "to provide that persons sentenced to life imprisonment for violations of the uniform controlled dangerous substances law may be evaluated by the risk review panel after serving a number of years in custody; to provide"

AMENDMENT NO. 4

On page 1, line 8, after "Section 1." and before "is" delete "R.S. 15:574.22(G)(4)" and insert "R.S. 15:574.22(G)(2)(d)"

AMENDMENT NO. 5

On page 2, delete lines 3 through 16 in their entirety and insert in lieu thereof the following:

"(2) A person convicted of a violation of the Uniform Controlled Dangerous Substances Law except for any of the following:

* * *

(d) A person sentenced to a term of life imprisonment for a violation of the Uniform Controlled Dangerous Substances Law who has served at least twenty years of the term of imprisonment in actual custody. However, the provisions of this Subparagraph shall not apply to any person who has been convicted of a sex offense as provided for in Paragraph (1) of this Subsection or to any person who has been sentenced as a habitual offender under R.S. 15:529.1 where one or more of the crimes for which the person was convicted and sentenced under R.S. 15:529.1 is a crime of violence defined or enumerated in R.S. 14:2(13) as provided for in Paragraph (3) of this Subsection.

On motion of Rep. Martiny, the amendments were adopted.

Rep. Hunter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Jackson, M
Alario	Erdey	Johns
Ansardi	Faucheux	Landrieu
Arnold	Flavin	Montgomery
Baudoin	Frith	Morrell
Baylor	Gallot	Murray
Bowler	Glover	Peychaud
Broome	Green	Pierre
Carter, K	Guillory	Quezaire
Curtis	Hammett	Romero
Daniel	Honey	Smith, G.—56th
Dartez	Hudson	Stelly
Diez	Hunter	Swilling
Doerge	Jackson, L	Welch
Total—42		

NAYS

Baldone	Hutter	Scalise
Beard	Iles	Schneider
Bruneau	Katz	Schwegmann
Capella	Kenney	Shaw
Cazayoux	LaFleur	Smith, J.D.—50th
Crane	Lancaster	Smith, J.H.—8th
Crowe	LeBlanc	Sneed
Damico	Martiny	Strain
Devillier	McDonald	Thompson
Downer	McVea	Toomy
Downs	Morrish	Townsend
Fannin	Nevers	Triche
Farrar	Odinet	Tucker
Fruge	Perkins	Waddell
Futrell	Pinac	Walsworth
Hebert	Pitre	Winston
Hill	Powell	Wooton
Hopkins	Salter	Wright
Total—54		

ABSENT

Alexander	Heaton	Richmond
Bruce	Kennard	Smith, J.R.—30th
Carter, R	Lucas	Walker
Total—9		

The Chair declared the above bill failed to pass.

Rep. Devillier moved to reconsider the vote by which the above bill failed to pass, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 511—

BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 40:961(8) and 967(F)(3), relative to controlled dangerous substances; to provide relative to the penalties for possession of GHB (gamma hydroxybutyric acid) and analogues of GHB to eliminate inaccurate references to Schedule II(D)(2); to provide relative to the definition of a controlled substance analogue; and to provide for related matters.

Read by title.

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Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Ansardi	Gallot	Peychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Alexander	Kennard	Welch
Total—3		

The Chair declared the above bill was finally passed.

Rep. Devillier moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 522— BY SENATOR C. JONES

AN ACT

To amend and reenact Code of Criminal Procedure Art. 926.1 (A)(1), (H)(3), and (K) and R.S. 15:151.2(G) and to enact Code of Criminal Procedure Art. 926.1(A)(3) and 930.7(D), relative to post conviction relief; to provide relative to DNA testing; to extend the period of time in which an application for post conviction relief through DNA testing can be made; to require appointment of counsel for an indigent petitioner for such relief; to create the Court Appointed Counsel for Post-Conviction Relief for Indigents in Non-Capital Cases Fund; to place such fund under the authority

of the Indigent Defense Assistance Board; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Ansardi	Glover	Peychaud
Arnold	Green	Pierre
Baldone	Guillory	Pinac
Baudoin	Hammett	Pitre
Beard	Heaton	Powell
Bowler	Hebert	Quezaire
Broome	Hill	Richmond
Bruce	Honey	Romero
Bruneau	Hopkins	Salter
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Curtis	Jackson, M	Smith, J.H.—8th
Damico	Johns	Smith, J.R.—30th
Daniel	Katz	Sneed
Dartez	Kenney	Stelly
Devillier	LaFleur	Strain
Diez	Lancaster	Swilling
Doerge	Landrieu	Thompson
Downer	LeBlanc	Townsend
Downs	Lucas	Triche
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—99		

NAYS

Scalise
Total—1

ABSENT

Alexander	Crowe	Toomy
Baylor	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Hunter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 552— BY SENATOR C. JONES

AN ACT

To amend and reenact Children's Code Art. 903(A), relative to delinquency; to provide with respect to disposition hearings; to provide that judges shall not base any judgment of disposition of a juvenile on certain factors; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Ansardi	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Alexander	Kennard	Scalise
Total—3		

The Chair declared the above bill was finally passed.

Rep. Hunter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 602— BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:1139, relative to the Louisiana School Employees' Retirement System; to provide for purchase of service credit for service as "employee" with an out-of-state school board; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Ansardi	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Alexander	Strain
Kennard	Welch
Total—4	

The Chair declared the above bill was finally passed.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 603— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:1137, relative to the Louisiana School Employees' Retirement System; to provide with respect to the purchase of service by any active, contributing member of the retirement system; to establish the procedure for such purchases; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

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ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Alexander	Kennard
Beard	Strain
Total—4	

The Chair declared the above bill was finally passed.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 627— BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 14:102.1(A)(1)(c) and (B)(1), relative to offenses affecting the public sensibility; to provide relative to cruelty to animals; to provide relative to the care of animals; to provide relative to the killing of animals; and to provide for related matters.

Read by title.

Rep. Morrish sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 627 by Senator Irons

AMENDMENT NO. 1

On page 1, line 5, after "animals;" and before "and" insert "to provide for exceptions;"

AMENDMENT NO. 2

On page 2, after line 7, insert the following:

"C. This Section shall not apply to the lawful hunting, fishing, harvesting, or trapping of wildlife as provided by law, herding of domestic animals, the slaughtering for processing of domestic animals, accepted veterinary practices, and activities carried on for scientific or medical research governed by accepted standards."

On motion of Rep. Morrish, the amendments were adopted.

Rep. Murray moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Baylor	Hunter	Quezaire
Broome	Iles	Richmond
Bruneau	Jackson, L	Romero
Cazayoux	Jackson, M	Scalise
Curtis	LaFleur	Schwegmann
Futrell	Lucas	Swilling
Gallot	McDonald	Toomy
Glover	Morrell	Townsend
Green	Murray	Walker
Guillory	Odinet	Welch
Heaton	Peychaud	Winston
Honey	Pierre	
Hudson	Pinac	
Total—37		

NAYS

Mr. Speaker	Durand	Morrish
Alario	Erdey	Nevers
Alexander	Fannin	Perkins
Ansardi	Farrar	Pitre
Arnold	Faucheux	Powell
Baldone	Flavin	Salter
Beard	Frith	Shaw
Bowler	Fruge	Smith, G.—56th
Bruce	Hammett	Smith, J.D.—50th
Capella	Hebert	Smith, J.H.—8th
Carter, K	Hill	Smith, J.R.—30th
Carter, R	Hopkins	Sneed
Crane	Hutter	Stelly
Crowe	Johns	Strain
Damico	Katz	Thompson
Daniel	Kenney	Triche
Dartez	Lancaster	Tucker
Diez	Landrieu	Waddell
Doerge	LeBlanc	Walsworth
Downer	McVea	Wooton
Downs	Montgomery	Wright
Total—63		

ABSENT

Baudoin	Kennard	Schneider
Devillier	Martiny	

Total—5

The Chair declared the above bill failed to pass.

Rep. Kenney moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 636—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:153(A), relative to the Louisiana State Employees' Retirement System; to authorize the receipt of service credit for any legislator serving on January 1, 1997, who is a military retiree and a member of the system; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Ansardi	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Stelly
Dartez	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton

Total—96

NAYS

Total—0

ABSENT

Alexander	Hudson	Schneider
Cazayoux	Kennard	Toomy
Devillier	LaFleur	Wright

Total—9

The Chair declared the above bill was finally passed.

Rep. Daniel moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 660—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 14:95(G)(3)(a), relative to offenses affecting the public safety; to provide with respect to the illegal carrying of weapons; to provide for certain exemptions from the prohibition of carrying concealed weapons for active and retired reserve or auxiliary law enforcement officers who are qualified annually by the Council on Peace Officer Standards and Training; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Psychaud
Alario	Green	Pierre
Ansardi	Guillory	Pinac
Arnold	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Futrell	Odinet	
Gallot	Perkins	

Total—97

NAYS

Total—0

ABSENT

Alexander	Devallier	Smith, J.H.—8th
Carter, K	Fruge	Toomy

Curtis Kennard
Total—8

The Chair declared the above bill was finally passed.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 706—
BY SENATOR IRONS

AN ACT

To enact R.S. 17:406.6, relative to parental involvement in schools; to provide for the establishment of a demonstration program in certain school systems; to provide for the selection of participating schools; to provide for the definition, qualification, selection and duties of an independent parent review board; to provide relative to the evaluation of parental involvement programs; to require a report of findings to the State Board of Elementary and Secondary Education; and to provide for related matters.

Read by title.

Rep. Peychaud sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peychaud to Engrossed Senate Bill No. 706 by Senator Irons

AMENDMENT NO. 1

On page 2, line 21, after "or" and before "less" delete "not"

On motion of Rep. Peychaud, the amendments were adopted.

Rep. Martiny sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed Senate Bill No. 706 by Senator Irons, et al.

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:406.6" and before "relative" delete the comma "," and add "and 4011,"

AMENDMENT NO. 2

On page 1, line 4, after "systems" and before "to provide for" delete the semicolon ";" and add "and in certain other state-approved schools;"

AMENDMENT NO. 3

On page 1, line 8, after "Education;" and before "and" insert the following:

"to provide, as part of the demonstration program, a component that furthers parental choice in the selection of schools to provide a student's early childhood and primary grade education, including provisions for paying the cost, within certain limitations, of nonpublic school tuition for four-year old early childhood education and kindergarten through third grade education for eligible students, establishing student and school eligibility, making certain enrollment estimates for purposes of funding adjustments; and implementing and administering this parental choice option;"

AMENDMENT NO. 4

On page 1, line 11, change "is" to "and 4011 are"

AMENDMENT NO. 5

On page 5, between lines 8 and 9, insert the following:

"* * *

§4011. Louisiana Parental Choice in Primary Education Demonstration Program

A. The Louisiana Parental Choice in Primary Education Demonstration Program is hereby established.

B. In furtherance of the demonstration program and beginning with the 2003-2004 school year, the state, on behalf of a parent or legal guardian, shall pay an eligible student's nonpublic school tuition for four-year old early childhood education and for kindergarten through third grade education in amounts provided for by this Section. The parent or legal guardian shall be a citizen of the United States and a resident of Louisiana as defined by the administering agency and shall have the legal authority to make educational decisions for the student.

C. (1) To participate in the state demonstration program provided by this Section a student shall meet each of the following conditions and all other applicable provisions of this Section:

(a) Reside full-time with a parent or legal guardian in a parish within the demonstration program area which shall be the parishes of Caddo, East Baton Rouge, Jefferson, Lafayette, Ouachita, and Orleans.

(b) Be eligible to participate in the federal free or reduced cost school lunch program.

(c) Be enrolled in a four-year old early childhood program at an eligible school pursuant to a program funded through legislative appropriation of federal Temporary Assistance to Needy Families Program monies or be enrolled in kindergarten through third grade at an eligible school and have been previously enrolled at such school in a four-year old early childhood program pursuant to a program funded through legislative appropriation of federal Temporary Assistance to Needy Families Program monies.

(2) To participate in the state demonstration program provided by this Section a school shall meet each of the following conditions and all other applicable provisions of this Section:

(a) Be approved by the State Board of Elementary and Secondary Education pursuant to the provisions of R.S. 17:11 relative to nonpublic schools and comply with the provisions of Brumfield v. Dodd, 425 F. Supp. 528.

(b) Have provided early childhood education classes funded for eligible students through legislative appropriation of federal Temporary Assistance to Needy Families Program monies.

(c) Provide documentation of student eligibility.

D.(1) The amount of state payment on behalf of a parent or legal guardian for an eligible student's tuition for four-year old early childhood education shall be equal to the actual cost of such tuition at the eligible school attended or the amount provided for by the early childhood education program funded for eligible students through legislative appropriation of federal Temporary Assistance to Needy Families Program monies, whichever is less.

(2) The amount of state payment on behalf of a parent or legal guardian for an eligible student's tuition for kindergarten through third grade education shall be equal to the actual cost of such tuition at the eligible school attended or the average per pupil allocation of state funds pursuant to the minimum foundation program formula for that particular school year to the city, parish, or other local public school system in which the student would otherwise attend school if attending public school, whichever is less.

E. Beginning with the 2003-2004 student enrollment forecast adopted by the Education Estimating Conference, the conference annually shall determine any per pupil funding allocation adjustment as may be necessary to be made pursuant to the minimum foundation program formula as a result of the implementation of the program. Such forecast determination shall be based upon the projected number of eligible students participating in the program for each given year and shall be made a part of the annual student enrollment forecast submitted by the conference pursuant to law.

F. The State Board of Elementary and Secondary Education, in consultation with the board's Nonpublic School Commission, shall adopt rules necessary to implement the provisions of this Section and provide for program administration by the state Department of Education."

Point of Order

Rep. Peychaud asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Martiny, the amendments were withdrawn.

Rep. Peychaud moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Peychaud
Alario	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Powell
Baylor	Heaton	Quezaire
Broome	Hebert	Richmond
Bruce	Hill	Romero
Bruneau	Honey	Salter
Carter, K	Hudson	Scalise
Cazayoux	Hunter	Schneider
Crane	Hutter	Schwegmann
Curtis	Jackson, L	Smith, G.—56th
Damico	Jackson, M	Smith, J.D.—50th
Daniel	Johns	Smith, J.H.—8th
Dartez	LaFleur	Smith, J.R.—30th
Doerge	Lancaster	Stelly
Downer	Landrieu	Strain
Downs	LeBlanc	Swilling
Durand	Lucas	Townsend
Farrar	McDonald	Triche
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston

Frith
Fruge
Gallot
Total—73

Murray
Nevers
Odinet

Wooton

NAYS

Baudoin
Bowler
Capella
Carter, R
Crowe
Devillier
Erdey
Fannin
Futrell
Total—27

Hopkins
Iles
Katz
Kenney
Martiny
McVea
Morrish
Perkins
Pitre

Shaw
Sneed
Thompson
Toomy
Tucker
Waddell
Walker
Walsworth
Wright

ABSENT

Alexander
Ansardi
Total—5

Beard
Diez

Kennard

The Chair declared the above bill was finally passed.

Rep. Peychaud moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Motion

On motion of Rep. Schneider, the motion to reconsider the vote by which Senate Bill No. 202 finally passed was called from the table.

Suspension of the Rules

On motion of Rep. Schneider, the rules were suspended to reconsider the vote by which Senate Bill No. 202 finally passed on the same legislative day.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

SENATE BILL NO. 202— BY SENATOR BOISSIERE

AN ACT

To repeal Act No. 293 of the 1976 Regular Session, relative to the ownership of building property by certain retirement systems; to provide with respect to the ownership of building property of the Teachers' Retirement System of Louisiana, the Louisiana State Employees' Retirement System and the School Employees' Retirement System of Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Schneider, the vote by which the above Senate Bill finally passed was reconsidered.

Returned to the calendar under the rules.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 927: Reps. Guillory, Durand, and Hunter.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1468: Reps. Schwegmann, Pierre, and Doerge.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1331: Reps. Winston, Johns, and Downer.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1009: Reps. Schwegmann, Martiny, and Hebert.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 876: Reps. Johns, Bowler, and Walker.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 905: Reps. Schneider, Daniel, and Bruneau.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 623: Reps. Thompson, Hill, and Kenney.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 201: Reps. Walker, Broome, and Walsworth.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 219: Reps. Montgomery, Schneider, and Gallot.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 995: Reps. LaFleur, Schneider, and Murray.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

HOUSE BILL NO. 174—

BY REPRESENTATIVE DOERGE

AN ACT

To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.203, to create and provide for the Webster Parish Watershed District; to provide for the boundaries and purposes of the district; to create and provide for a board of commissioners of the district; to provide for the powers and duties of the board; to authorize the board to promulgate rules and regulations and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments and to provide relative to licensing of such establishments and fees to be imposed thereon; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

HOUSE BILL NO. 1448—

BY REPRESENTATIVES HEBERT, ERDEY, BOWLER, CAPELLA, MORRISH, GARY SMITH, BALDONE, GLOVER, SCALISE, AND WALSWORTH

AN ACT

To enact Part XXXI-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1481 through 1494, relative to the use of credit information for personal insurance; to provide for requirements and restrictions; to provide for corrections; to provide for notification; to provide for filings; to provide for indemnification; to provide for applicability; and to provide for related matters.

SENATE BILL NO. 296—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:786, relative to the practice of dentistry; to provide for judicial review of decisions made by the board of dentistry; to provide for procedures; to provide for the furnishing of security; to provide for the filing of additional evidence; to provide for reversal or modification of board decisions under certain specified circumstances; and to provide for related matters.

SENATE BILL NO. 1039—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 26:2(7), 71(A)(introductory paragraph), 80(C)(2), 85, 271(A)(introductory paragraph), 273(A)(2) through (5) and (B), and to enact R.S. 26:2(20), 71(D), and 271(C), relative to alcoholic beverages; to provide definitions; to require certain out of state manufacturers and suppliers to obtain a permit to deal in alcoholic beverages; to provide for requirements; to provide exemptions; and to provide for related matters.

The conference committee reports for the legislative instruments above lie over under the rules.

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 18, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 254
Returned without amendments.

House Concurrent Resolution No. 255
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 18, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 128
Returned with amendments.

House Bill No. 236
Returned with amendments.

House Bill No. 370
Returned with amendments.

House Bill No. 398
Returned with amendments.

House Bill No. 417
Returned with amendments.

House Bill No. 425
Returned without amendments.

House Bill No. 429
Returned without amendments.

House Bill No. 591
Returned without amendments.

House Bill No. 604
Returned with amendments.

House Bill No. 696
Returned with amendments.

House Bill No. 784
Returned with amendments.

House Bill No. 795
Returned with amendments.

House Bill No. 812
Returned with amendments.

House Bill No. 853
Returned with amendments.

House Bill No. 1046
Returned with amendments.

House Bill No. 1284
Returned without amendments.

House Bill No. 1327
Returned without amendments.

House Bill No. 1406
Returned with amendments.

House Bill No. 1536
Returned with amendments.

House Bill No. 1567
Returned with amendments.

House Bill No. 1656
Returned without amendments.

House Bill No. 1786
Returned with amendments.

House Bill No. 1788
Returned with amendments.

House Bill No. 1850
Returned with amendments.

House Bill No. 1863
Returned with amendments.

House Bill No. 1874
Returned without amendments.

House Bill No. 1877
Returned without amendments.

House Bill No. 1935
Returned with amendments.

House Bill No. 1940
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 18, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1968.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

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The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 139—

BY REPRESENTATIVE K. CARTER

A RESOLUTION

To commend Charles J. Hatfield of New Orleans posthumously and to recognize his outstanding achievements.

Read by title.

On motion of Rep. Karen Carter, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 140—

BY REPRESENTATIVE ERDEY

A RESOLUTION

To urge and request the newly elected governor taking office in January 2004 to honor a commitment on the part of the state to certain local school systems and include in the executive budget proposal for FY 04-05 funding in the amount of three million seven hundred thousand dollars for the third and final payment by the state to such school systems to restore a one-time only reduction in funding for the pay raise for certificated personnel provided for in the minimum foundation program formula adopted by the State Board of Elementary and Secondary Education and approved by the legislature for the 2001-2002 school year.

Read by title.

On motion of Rep. Erdey, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 141—

BY REPRESENTATIVE LANDRIEU

A RESOLUTION

To commend M.H. Phillips upon celebrating his twenty-fifth year of coaching and for his commitment to the young people of the state of Louisiana.

Read by title.

On motion of Rep. Landrieu, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 142—

BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To declare June 22, 2003, as Ed Aycok Day in Lutchter, St. John the Baptist Parish, St. James Parish, and Ascension Parish.

Read by title.

On motion of Rep. Fauchaux, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 259—

BY REPRESENTATIVE K. CARTER

A CONCURRENT RESOLUTION

To request the State Board of Elementary and Secondary Education to study the issue of requiring teachers to complete a minimum number of hours of continuing teacher education each year in order to maintain certification.

Read by title.

On motion of Rep. Karen Carter, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 260—

BY REPRESENTATIVES DOERGE, ALARIO, HAMMETT, AND McDONALD

A CONCURRENT RESOLUTION

To urge and request the Louisiana Tax Commission to adopt rules and regulations to be followed by the state's assessors to delay the implementation of changes regarding the homestead exemption in response to findings by the Louisiana Legislative Auditor until after the 2004 Regular Session of the Legislature.

Read by title.

On motion of Rep. Doerge, the rules were suspended in order to consider the adoption of the resolution.

Rep. Doerge moved the adoption of the resolution.

The resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 261—

BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR B. JONES

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Louise Benson Page Faulk of Ruston.

Read by title.

On motion of Rep. Gallot, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 262—

BY REPRESENTATIVE FLAVIN, GUILLORY, JOHNS, MORRISH, STELLY

AND SENATORS MOUNT AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend CEO Bill Willis, and the physicians, nurses, administrative personnel and staff of the Women and Children's Hospital in Lake Charles upon being named "Hospital of the Year" by Triad Hospitals, Inc.

Read by title.

On motion of Rep. Flavin, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 263—

BY REPRESENTATIVE SCHWEGMANN AND SENATOR IRONS

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to have the University of New Orleans develop a plan to establish and operate a university laboratory middle school, known as the New Millennium Laboratory School, and to report its plans and recommendations to the House Committee on Education and the Senate Committee on Education by not later than March 1, 2004.

Read by title.

On motion of Rep. Schwegmann, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 264—

BY REPRESENTATIVE SCALISE AND SENATOR HOLLIS

A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on the Budget to form a Subcommittee on Science and Technology to study science and technology issues, to seek ways to increase research and development and the availability of seed capital, to develop incentives to encourage investment, and to facilitate interactions among interested persons.

Read by title.

On motion of Rep. Scalise, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 265—

BY REPRESENTATIVE DEVILLIER

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality, the office of conservation within the Department of Natural Resources, and the oil spill coordinator's office within the office of the governor to test, analyze, and evaluate the use of innovative products manufactured in Louisiana to remediate oil spills, and to urge and request the Department of Economic Development to review and recommend available funding sources, such as loans and grants, which would assist such Louisiana manufacturers of such products in establishing their businesses.

Read by title.

On motion of Rep. Devillier, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Civil Law and Procedure

June 18, 2003

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 17, 2003, I am directed by your Committee on Civil Law and Procedure to submit the following report:

Senate Bill No. 177, by Heitmeier (Joint Resolution)
Reported without amendments. (6-0) (Regular)

Senate Bill No. 213, by Dardenne (Joint Resolution)
Reported without amendments. (6-0) (Regular)

RONNIE JOHNS
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

June 18, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 177
Reported with amendments.

Senate Bill No. 213
Reported without amendments.

Senate Bill No. 476
Reported without amendments.

Senate Bill No. 792
Reported without amendments.

Senate Bill No. 942
Reported without amendments.

Senate Bill No. 1032
Reported without amendments.

Senate Bill No. 1117
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

Rep. Salter asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 177—

BY SENATOR HEITMEIER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to public funds; to authorize public funds to be loaned or pledged by a state infrastructure bank to fund eligible infrastructure projects; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 177 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 10, following "to" and before "Article" insert "amend"

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

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SENATE BILL NO. 213—

BY SENATOR DARDENNE

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana, relative to state funds; to create the Louisiana Coastal Restoration Fund in the state treasury; to provide for deposit of monies into the fund; to provide for investment and uses of monies in the fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Johns, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 476—

BY SENATOR BAJOEI

AN ACT

To enact R.S. 14:67.22, relative to theft; to create the crime of theft of a used building component; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Martiny, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 792—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 30:2030(B) and enact R.S. 30:2030(A)(1)(c) and (d), relative to the Department of Environmental Quality; to authorize the classification of security sensitive information and personal identification information as confidential; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No.792 by Senator Barham

AMENDMENT NO. 1

On page 1, at the beginning of line 3, after "(d)" delete the comma "," and insert "and (D),"

AMENDMENT NO. 2

On page 1, line 5, after "confidential;" and before "and to" insert "to authorize the department to restrict access to certain sensitive and personal identification information; to provide for certain penalties;"

AMENDMENT NO. 3

On page 1, line 9, after "(d)" and insert "and (D)"

AMENDMENT NO. 4

On page 1, line 10, after "information" insert a semicolon ";" and insert "restricted access"

AMENDMENT NO. 5

On page 2, line 14, change "adopt" to "specify"

AMENDMENT NO. 6

On page 2, between lines 14 and 15, insert the following:

"* * *

AMENDMENT NO. 7

On page 2, line 25, after "department" delete the period "." and insert "provided that such agency shall be required to maintain the confidentiality of the information classified as confidential."

AMENDMENT NO. 8

On page 2, after line 26, insert the following:

"D. (1) The department may restrict access to certain sensitive and personal identification information for the purpose of preventing the distribution or dissemination of such information via the Internet by the department or its employees. Any information to which access is restricted shall not be distributed or disseminated via the Internet by the department or its employees; however any person of the age of majority may appear in person at the main office of the department and review, examine, and copy such record in accordance with R.S. 44:1 et seq. The department shall adopt such rules and regulations, in accordance with the Administrative Procedure Act, as necessary to fully describe the information to which access is restricted and to effectively implement this Subsection.

(2) Any employee of the department or any former employee of the department or any authorized contractor acting as a representative of the secretary or the department who is convicted of the intentional distribution or dissemination of any information via the Internet to which access has been restricted pursuant to the provisions of this Subsection is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than one thousand dollars, imprisonment for up to one year, or both."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 942—
BY SENATOR THOMAS

AN ACT

To authorize the secretary for the Department of Health and Hospitals and the commissioner of administration, for and on behalf of the state, to enter into an agreement with respect to the exchange of certain properties in Washington Parish; to authorize and provide for the transfer or lease of certain state property in a parish with a population between eighteen thousand five hundred and nineteen thousand according to the latest federal decennial census from the Department of Health and Hospitals to a fire protection district within such parish, through the governing authority of the district; to authorize the Secretary of the Department of Social Services and the commissioner of administration to enter into a cooperative agreement with the parish governing authority of Tangipahoa Parish for the purpose of utilization of certain real property for the operation of a 911 system; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 942 by Senator Thomas

AMENDMENT NO. 1

On page 1, line 14, delete "for the operation of a 911 system"

AMENDMENT NO. 2

On page 4, line 2, after "title to" delete the remainder of the line and insert in lieu thereof "a portion not to exceed one acre"

AMENDMENT NO. 3

On page 6, line 5, after "rights, to" insert "a reasonable portion necessary to conduct the volunteer fire department's activities of"

AMENDMENT NO. 4

On page 6, line 6, after "herein," insert "not to exceed one acre,"

AMENDMENT NO. 5

On page 6, line 12, change "all or" to "a"

AMENDMENT NO. 6

On page 6, line 16, delete "the parish of"

AMENDMENT NO. 7

On page 6, delete line 19 and insert in lieu thereof "improvements thereon. The"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1032—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 42:1123(32), relative to ethics; to provide for exceptions for members of public bodies to engage in certain transactions with such public body; to permit public officials of certain governing authorities and their immediate families and legal entities to make application for the subdivision, resubdivision or zoning of property, or building permits and inspections; to provide for exceptions to be based on population; to require written notice to the Board of Ethics and recusal from voting; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 1032 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" delete the remainder of the line and delete lines 3 through 8, and insert the following:

"amend and reenact R.S. 42:1113(A), relative to certain prohibited transactions; to allow certain municipal and parochial elected officials and certain related persons and legal entities to enter into certain transactions regarding certain property; to require certain written notice of such transactions; to require recusal"

AMENDMENT NO. 2

On page 1, line 11, after "Section 1." delete the remainder of the line and delete lines 12 through 15 and delete page 2 and insert the following:

"R.S. 42:1113(A) is hereby amended and reenacted to read as follows:

§1113. Prohibited contractual arrangements

A.(1) No public servant, excluding any legislator and any appointed member of any board or commission and any member of a governing authority of a parish with a population of ten thousand or less, or member of such a public servant's immediate family, or legal entity in which he has a controlling interest shall bid on or enter into any contract, subcontract, or other transaction that is under the supervision or jurisdiction of the agency of such public servant.

(2) The provisions of Paragraph A(1) of this Subsection shall not preclude a mayor, parish president, or a member of a municipal or parish governing authority or a member of such elected official's immediate family or a legal entity in which he has a controlling interest from making application for the approval of the subdivision or resubdivision of property and for the zoning of such property or for a building permit and any inspections performed pursuant thereto, provided that (a) the zoning of such subdivided property shall not be less restrictive than the zoning of the original parcel, (b) no variance from any planning or zoning regulation or requirement or any building code or permit shall be requested or granted, (c) the elected official shall file written notice with his governing authority and with the Board of Ethics no later than ten days prior to any hearing pertaining to any such application, and (d) any such member of a governing authority shall recuse himself from any vote related to such application. The provisions of this Paragraph shall

not apply to any elected official in a parish which has a population in excess of four hundred seventy thousand according to the latest federal decennial census, or any member of such elected official's immediate family, or a legal entity in which he has a controlling interest.

* * *

Reported without amendments by the Legislative Bureau.

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1117—

BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 30:2000.3(B), the introductory paragraph of R.S. 30:2000.4(A), the introductory paragraph of R. S. 30:2000.4(B), R.S. 30:2000.5(B)(1) and (2), and 2000.7(B) and to enact R.S. 30:2000.2(7), relative to the Atchafalaya Basin Program; to provide for the powers, duties, and functions of the secretary of the Department of Natural Resources; to provide for retroactive application; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 1117 by Senator Gautreaux

AMENDMENT NO. 1

On page 1, line 4, delete "and 2000.7(B)"

AMENDMENT NO. 2

On page 1, line 12, delete "and 2000.7(B)"

AMENDMENT NO. 3

On page 3, delete lines 1 through 9 in their entirety

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**Report of the Committee on Agriculture, Forestry,
Aquaculture, and Rural Development**

June 18, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

House Concurrent Resolution No. 239, by Thompson
Reported with amendments. (10-0)

Senate Concurrent Resolution No. 128, by Smith
Reported favorably. (10-0)

FRANCIS THOMPSON
Chairman

Report of the Committee on Civil Law and Procedure

June 18, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

Senate Bill No. 931, by Ellington
Reported favorably. (6-0) (Regular)

RONNIE JOHNS
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Judiciary

June 18, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Judiciary to submit the following report:

Senate Bill No. 217, by Marionneaux (Joint Resolution)
Reported with amendments. (9-0-1)

Senate Bill No. 908, by Hainkel
Reported with amendments. (8-0-1) (Regular)

Senate Bill No. 1064, by Marionneaux
Reported with amendments. (8-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended in order to take up and consider Senate Bills on Second Reading Reported by Committee at this time.

**Senate Bills on Second Reading
Reported by Committee**

The following Senate Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

SENATE BILL NO. 217—

BY SENATOR MARIONNEAUX AND REPRESENTATIVE MURRAY
A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, relative to the judicial branch; to provide with respect to mandatory retirement; to provide that a judge shall not remain in office beyond his seventy-sixth birthday; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 217 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 4, after "retirement;" delete the remainder of the line and insert "to authorize a judge who reaches the mandatory retirement age of seventy prior to finishing his term of office, to complete that current term;"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, delete "seventy-sixth birthday;"

AMENDMENT NO. 3

On page 2, at the beginning of line 2, change "seventy-sixth" to "seventieth"

AMENDMENT NO. 4

On page 2, at the end of line 2, after "birthday." insert "A judge who attains seventy years of age while serving a term of office shall be allowed to complete that term of office."

AMENDMENT NO. 5

On page 2, delete lines 10 and 11 in their entirety and insert in lieu thereof the following:

"To permit a judge who attains the mandatory retirement age of seventy years while serving a term of office to complete that term of office. (Effective January 1, 2004)(Amends Article V, Section 232(B))

Section 4. Be it further resolved that the provisions of this amendment shall become effective of January 1, 2004."

On motion of Rep. Toomy, the amendments were adopted.

Under the rules, the bill, as amended, was recommitted to the Committee on Civil Law and Procedure.

Privileged Report of the Legislative Bureau

June 18, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 908
Reported without amendments.

Senate Bill No. 931
Reported without amendments.

Senate Bill No. 1064
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

Rep. Salter asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 908—

BY SENATOR HAINKEL

AN ACT

To enact Chapter 9 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:760 through 772, relative to emergency health powers; to provide for a plan dealing with a health emergency; to provide who can declare such an emergency, for what length of time and who can end such an emergency; to provide for isolation and quarantine of infected citizens; to provide for an organizational and operational structure that is compatible with the Louisiana Emergency Assistance and Disaster Act of 1993; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 908 by Senator Hainkel

AMENDMENT NO. 1

On page 6, line 15, after "means" and before "the" delete "a representative of"

AMENDMENT NO. 2

On page 11, line 25, after "made" and before "electronically" insert "immediately by telephone to the office of public health, infectious disease epidemiology section, as required by the Louisiana State Sanitary Code, and then"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 931—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact Children's Code Art. 1263, relative to the action to annul a final decree of adoption; to provide for the preemptive period in all cases; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Johns, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1064—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 13:2488.62(E), relative to the City Court of Plaquemine; to authorize the court to assess a fee to be used for substance abuse treatment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 1064 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before the comma "," delete "R.S. 13:2488.62(E)" and insert in lieu thereof "R.S. 13:1000.6 and 2488.62(E)"

AMENDMENT NO. 2

On page 1, line 2, after "the" and before "City" insert "drug division of the Nineteenth Judicial District Court and the"

AMENDMENT NO. 3

On page 1, line 2, after "Plaquemine;" and before "to" insert "to authorize the assessment of an additional fee for convictions in the drug division of the Nineteenth Judicial District Court; to provide that the additional fee shall be used for the cost of treatment programs; to provide for auditing of the fees;"

AMENDMENT NO. 4

On page 1, line 3, after "the" and before "to" delete "court" and insert in lieu thereof "City Court of Plaquemine"

AMENDMENT NO. 5

On page 1, line 7, after "Section 1." and before "hereby" delete "R.S. 13:2488.62(E) is" and insert in lieu thereof "R.S. 13:1000.6 and 2488.62(E) are"

AMENDMENT NO. 6

On page 1, between lines 7 and 8, insert the following:

"R.S. 13:1000.6 is all proposed new law.

"§1000.6. Nineteenth Judicial District Court, drug division; additional fees for treatment programs

A. In all criminal cases of which the drug division of the Nineteenth Judicial District Court has jurisdiction, there may be assessed as an additional fee against every defendant who is convicted after trial or who pleads guilty or forfeits bond a sum in an amount not to exceed what is necessary to pay for the cost of or part of the cost of the defendant's participation in a treatment program as defined in R.S. 13:5303(9).

B. A judge of the drug division shall cause to be conducted annually an audit of the account and the books and accounts relating thereto and shall file the audit with the office of the legislative auditor where it shall be available for public inspection.

* * *

§2488.62. Compensation of judge, marshal, clerk, and deputy clerk; collection and disposition of fines, forfeitures, and costs

* * *

AMENDMENT NO. 7

On page 1, line 9, change "violations," to "convictions;"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Privileged Report of the Committee on Enrollment

June 18, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 127—

BY REPRESENTATIVE DANIEL

A RESOLUTION

To urge and request the House Committee on Municipal, Parochial and Cultural Affairs to study the feasibility of creating a tax increment financing district within the parish of East Baton Rouge.

HOUSE RESOLUTION NO. 128—

BY REPRESENTATIVE LUCAS

A RESOLUTION

To urge and request the New Orleans Regional Transit Authority to cease and desist all activities related to changing the Barracks bus line until full opportunity for community discussion and recommendations has been provided.

HOUSE RESOLUTION NO. 131—

BY REPRESENTATIVE ALARIO

A RESOLUTION

To commend Restaurant August of New Orleans upon receiving *The Times-Picayune's* Five Bean Award.

HOUSE RESOLUTION NO. 132—

BY REPRESENTATIVE BALDONE

A RESOLUTION

To commend Mr. Andrew Dunkelman on being named Louisiana high school Student-of-the-Year.

HOUSE RESOLUTION NO. 134—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To recognize Mrs. Pinkie Ann Lewis of Arcadia upon her one hundredth birthday.

HOUSE RESOLUTION NO. 135—

BY REPRESENTATIVES DURAND, LEBLANC, AND MONTGOMERY

A RESOLUTION

To express the condolences and the heartfelt sorrow of the House of Representatives of the Legislature of Louisiana upon the death of Chester Lee Simon of Breaux Bridge and to recognize and record the contributions of this proud Louisianian to his town, parish, and state.

HOUSE RESOLUTION NO. 136—

BY REPRESENTATIVE JOHNS

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Dwayne A. Dupre of Vinton.

HOUSE RESOLUTION NO. 137—

BY REPRESENTATIVE NEVERS

A RESOLUTION

To urge and request the Board of Regents, in collaboration with the boards of supervisors of the Louisiana State University System, the Southern University System, and the University of Louisiana System, to study the feasibility of requiring students who pursue a degree in political science to participate in the electoral process as poll commissioners as part of the degree requirements.

HOUSE RESOLUTION NO. 138—

BY REPRESENTATIVES L. JACKSON, GLOVER, BAYLOR, WADDELL, JANE SMITH, SHAW, MONTGOMERY, BRUCE, AND HOPKINS

A RESOLUTION

To commend Ms. Ollie Tyler upon her selection as Caddo Parish school superintendent.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

June 18, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

HOUSE BILL NO. 38—

BY REPRESENTATIVES FAUCHEUX AND QUEZAIRE

AN ACT

To enact R.S. 33:447.6, relative to the mayor's court of the town of Litcher; to authorize an increase in court costs for violations of municipal ordinances; to require the local governing authority to authorize the increase in court costs by adoption of an ordinance; and to provide for related matters.

HOUSE BILL NO. 39—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 33:447.6, relative to the mayor's court of the town of Gramercy; to authorize an increase in court costs for violations of municipal ordinances; to require the local governing authority to authorize the increase in court costs by adoption of an ordinance; and to provide for related matters.

HOUSE BILL NO. 173—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 45:844.12(4)(g), relative to telephonic solicitations; to provide for definitions; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 178—

BY REPRESENTATIVE BALDONE AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(K), relative to group insurance premiums; to provide for the payment of insurance premiums for retired sheriffs and deputy sheriffs in Terrebonne Parish; and to provide for related matters.

HOUSE BILL NO. 231—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 49:170.8, relative to state symbols; to provide that the Natchitoches Meat Pie is the official state meat pie of Louisiana; and to provide for related matters.

HOUSE BILL NO. 234—

BY REPRESENTATIVE KENNARD

AN ACT

To amend and reenact R.S. 14:95(H), relative to illegal carrying of weapons; to include coroners in the list of officials who may carry a concealed handgun when certified by the Council on Peace Officer Standards and Training; and to provide for related matters.

HOUSE BILL NO. 247—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2223(E), relative to the Municipal Police Employees' Retirement System; to provide with respect to disabilities received in the performance of official duties; to include blindness and loss of the total use of a limb as service-related disabilities for which a benefit equal to a member's final average compensation is payable; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 251—

BY REPRESENTATIVES GUILLORY, BALDONE, AND KATZ AND SENATOR FIELDS

AN ACT

To amend and reenact R.S. 32:863(A)(3)(a), relative to license plates; to provide for a maximum reinstatement fee for certain persons; and to provide for related matters.

HOUSE BILL NO. 264—

BY REPRESENTATIVES BALDONE AND DOWNER
AN ACT

To enact R.S. 13:1904(C), (D), and (E), relative to the destruction of certain records in the City Court of Houma; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time limitations in the destructions of records; to provide for requirements prior to destruction; and to provide for related matters.

HOUSE BILL NO. 303—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315.20(Obligation Worksheet B), relative to the shared custodial worksheet; to clarify language used in calculating payments to third parties; and to provide for related matters.

HOUSE BILL NO. 323—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 46:236.8(G)(2), relative to medical support orders; to provide for enrollment in a health plan or program; and to provide for related matters.

HOUSE BILL NO. 340—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 13:3204(A) and 3205, relative to personal jurisdiction over nonresidents; to provide for service of process in divorce proceedings; to provide for service of process in summary proceedings; to provide for the rendering of judgments; and to provide for related matters.

HOUSE BILL NO. 353—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 11:103(D), relative to the Firefighters' Retirement System of Louisiana; to provide for the determination of the employer contribution rate; to provide with respect to valuation of certain outstanding amortization bases; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 354—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 365—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 9:315.36, relative to the suspension of licenses for the nonpayment of support; to provide for the judicial suspension of licenses; and to provide for related matters.

HOUSE BILL NO. 406—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 40:2018.1(A), (B)(1)(introductory paragraph) and (a) and (b), (E), and (F), relative to the Louisiana Commission on HIV and AIDS; to change the name of the commission to the Louisiana Commission on HIV, AIDS and Hepatitis C; to add hepatitis C to the responsibilities of the commission; to provide for membership on the commission; and to provide for related matters.

HOUSE BILL NO. 411—

BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 11:1541, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to the membership of the board of trustees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 412—

BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 11:1549(A), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 420—

BY REPRESENTATIVES MURRAY AND HEATON
AN ACT

To enact R.S. 13:1222, relative to the clerk of the Orleans Parish Civil District Court; to authorize the clerk to purchase or lease two motor vehicles for the use of the office for certain purposes and to pay the premiums on the insurance for those motor vehicles; and to provide for related matters.

HOUSE BILL NO. 482—

BY REPRESENTATIVE PERKINS
AN ACT

To enact R.S. 46:236.1(B)(4), relative to family and child support programs; to authorize the implementation of an access and visitation program; to provide for certain activities; and to provide for related matters.

HOUSE BILL NO. 565—

BY REPRESENTATIVES CRANE AND THOMPSON AND SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 11:162(C), relative to the Teachers' Retirement System of Louisiana; to provide for membership therein; to provide for classes of employees not eligible for membership; to provide for the promulgation of rules; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 717—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 33:4768(A)(1), relative to condemned structures; to provide that the city of Lake Charles, as an alternative to demolition or removal, may make repairs necessary to correct defects in condemned structures within its jurisdiction; and to provide for related matters.

HOUSE BILL NO. 737—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 35:1.1(A), 191(C)(3), and 391(6), relative to notaries; to provide for an increase in the amount of the required bond for non-attorney and ex officio notaries; and to provide for related matters.

HOUSE BILL NO. 758—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 11:1152(L), relative to the Louisiana School Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to prohibit reenrollment in the system under certain conditions; and to provide for related matters.

HOUSE BILL NO. 766—

BY REPRESENTATIVES PITRE, JOHNS, WALSWORTH, AND SCALISE
AN ACT

To amend and reenact R.S. 49:214.5, relative to coastal restoration; to provide that state and political subdivisions shall be held harmless; to provide for applicability to certain claims; and to provide for related matters.

HOUSE BILL NO. 789—

BY REPRESENTATIVE DANIEL
AN ACT

To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3027, relative to energy; to enact the Louisiana Renewable Energy Development Act; to authorize the use of net energy metering in Louisiana; to require the Public Service Commission to set certain rates, terms, and contents of net energy metering contracts; to provide for definitions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 814—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 40:1058.1.1, relative to substance abuse and addiction treatment; to provide for substance abuse and addiction treatment facilities; to require the Department of Health and Hospitals to promulgate rules and standards for licensing or certification of such facilities; and to provide for related matters.

HOUSE BILL NO. 885—

BY REPRESENTATIVES BRUNEAU, LANCASTER, JOHN SMITH, AND MONTGOMERY
AN ACT

To amend and reenact R.S. 18:55(A)(2) and (4)(a) and 59(B)(2) and (4)(a) and (C)(2) and (4)(a), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; and to provide for related matters.

HOUSE BILL NO. 906—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1641(B) and (C) and 1642(A)(introductory paragraph) and (3), relative to the Louisiana District Attorneys' Retirement System; to provide relative to Deferred Retirement Option Plan subaccounts; to provide for the investment of funds in such subaccounts after a member ceases participation in the plan and the crediting of interest to such subaccounts; and to provide for related matters.

HOUSE BILL NO. 911—

BY REPRESENTATIVES SCHNEIDER AND MCVEA
AN ACT

To amend and reenact R.S. 11:1516, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to the repayment of withdrawn accumulated employee contributions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 915—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:822(E), relative to the Teachers' Retirement System of Louisiana; to provide with respect to election procedures for members of the board of trustees; to provide for dissemination of election information to system members; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 916—

BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 11:779(B), relative to the Teachers' Retirement System of Louisiana; to provide with respect to deceased disability retirees; to provide for benefits for surviving minor children; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 985—

BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 33:2711.19, relative to municipal sales and use taxes; to authorize the governing authority of the city of Bastrop to levy and collect an additional sales and use tax; to authorize a sales tax district; to provide for voter approval; and to provide for related matters.

HOUSE BILL NO. 1074—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 48:346, relative to duties and functions of certain employees of the Department of Transportation and Development; to authorize the assistant secretary of the office of operations or the chief engineer to close any section of a highway under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1271—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 33:2495(B)(1)(a)(introductory paragraph) and to enact R.S. 33:2495(B)(3), relative to fire and police civil service; to provide relative to formal training required of each person selected for appointment to the entry level position of Fire Communications Officer (I) in the city of Shreveport; to provide for commencement of the working test period after successful completion of formal training; and to provide for related matters.

HOUSE BILL NO. 1294—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 23:1310.5(B), relative to disputed workers' compensation claims; to provide for appellate procedures of disputed claims; to permit the appeals to be taken within certain time periods; and to provide for related matters.

HOUSE BILL NO. 1312—

BY REPRESENTATIVES GLOVER, BAYLOR, JANE SMITH, BRUCE, AND L. JACKSON
AN ACT

To enact R.S. 33:1976, relative to naming certain fire department facilities; to authorize the municipal governing authority in certain municipalities to name the central fire station and related facilities in honor of a former fire chief; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 1323—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:706 and 707, relative to fees paid for the hazardous liquid pipeline program; to provide relative to the collection and amounts of such fees; and to provide for related matters.

HOUSE BILL NO. 1339—

BY REPRESENTATIVE GLOVER AND SENATORS MALONE AND ROMERO
AN ACT

To rename a portion of Louisiana Highway 3132 between Interstate 20 and Interstate 49, located in Caddo Parish, the Terry Bradshaw Passway; and to provide for related matters.

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HOUSE BILL NO. 1452—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:221.3, relative to municipal annexations; to provide relative to annexation of territory included within fire protection districts in Caddo Parish; to provide relative to the procedures governing such annexations; and to provide for related matters.

HOUSE BILL NO. 1494—

BY REPRESENTATIVE TUCKER

AN ACT

To enact Part VI-A of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742, relative to direct billing of anatomical pathology services; to provide for rules and regulations relative to billing for such services; to provide for penalties for violations; and to provide for related matters.

HOUSE BILL NO. 1541—

BY REPRESENTATIVE STRAIN

AN ACT

To enact R.S. 23:1871(Q), relative to educational, licensing, and employment data and reports; to provide for data sharing among certain state agencies, education programs, and licensing boards for the purposes of health occupational forecasting and reporting; and to provide for related matters.

HOUSE BILL NO. 1587—

BY REPRESENTATIVES WALSWORTH AND THOMPSON AND SENATOR ELLINGTON

AN ACT

To enact R.S. 36:509(S) and Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.205, to create the West Ouachita Reservoir Commission as a political subdivision and state agency; to provide for a board of commissioners to manage the reservoir district; to provide for the powers and duties of the district including the power to levy taxes and issue bonds; to prohibit certain actions and to provide for penalties for certain actions; to provide relative to the district's coordination of certain efforts with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

HOUSE BILL NO. 1613—

BY REPRESENTATIVES WINSTON, R. CARTER, DOERGE, DURAND, GLOVER, GUILLORY, ILES, L. JACKSON, M. JACKSON, KATZ, McDONALD, PERKINS, SCHWEGMANN, SHAW, STRAIN, WALKER, AND WELCH

AN ACT

To enact R.S. 46:52.1, relative to public welfare and assistance; to establish the intent of the legislature in the delivery of social services through a "no wrong door" concept; to define "integrated case management" and "service integration"; to require the secretary of the Department of Social Services to develop an integrated case management model which includes multidisciplinary teams; to require the participation of multiple departments in the development of an integrated case management model; and to provide for related matters.

HOUSE BILL NO. 1642—

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 23:897(M), relative to employment; to provide that an employer may withhold employee's wages to cover cost of medical and drug testing under certain circumstances; to provide that the employee must sign a contract for such withholding; and to provide for related matters.

HOUSE BILL NO. 1686—

BY REPRESENTATIVES DEWITT, CRANE, FUTRELL, KATZ, PITRE, SHAW, TUCKER, DOWNER, AND McDONALD AND SENATOR SCHEDLER

AN ACT

To enact R.S. 17:416.1(D) and R.S. 32:407(E) and 431, relative to drivers' licenses and learners' licenses; to provide for issuance and immediate suspension of a license for one year to a student who is expelled or suspended from school for ten or more consecutive school days for committing certain infractions or who withdraws from school under certain circumstances; to require notification to the office of motor vehicles when a student is expelled or suspended from school or withdraws from school under certain circumstances; to provide for suspension of a driver's license; to require notification of such suspension; to allow reinstatement of driving privileges under certain circumstances; to provide for an appeal process; to provide for hardship; to prohibit an increase in insurance rates due to such license suspension; to provide for the promulgation of rules; and to provide for related matters.

HOUSE BILL NO. 1712—

BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact R.S. 23:1031.1(E), relative to workers' compensation; to repeal provisions allowing notice to constitute a claim for disability; and to provide for related matters.

HOUSE BILL NO. 1756—

BY REPRESENTATIVES PEYCHAUD, L. JACKSON, CURTIS, HONEY, MURRAY, RICHMOND, JACK SMITH, SWILLING, WALKER, WELCH, WINSTON, BROOME, K. CARTER, M. JACKSON, AND MORRELL AND SENATORS IRONS, BAJOE, BOISSIERE, DUPRE, AND FONTENOT

AN ACT

To enact R.S. 40:600.6(A)(4)(b)(vi) and (25) and Chapter 3-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.26, and Subpart X of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.64, relative to the Louisiana Housing Finance Agency; to create the Louisiana Housing Trust Fund; to provide for use of the trust fund to assist low-income individuals and families by providing for development, rehabilitation, and preservation of affordable housing; to provide for deposit of certain monies into the trust fund; to provide for authority to administer the trust fund; to exempt the trust fund from the Administrative Procedure Act; to provide for a refund checkoff on individual state income tax returns for the trust fund; and to provide for related matters.

HOUSE BILL NO. 1898—

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 23:1226(B)(3), relative to workers' compensation; to provide for the filing of claims involving vocational counselors; to provide for an employee's right of action; to provide for an expeditious procedure to compel an employee's cooperation; and to provide for related matters.

HOUSE BILL NO. 1928—

BY REPRESENTATIVES DOWNER, NEVERS, AND SCHNEIDER AND SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 48:229, relative to the state highway system; to provide relative to priority reports on construction projects; to provide relative to the factors the Department of Transportation and Development shall consider when deciding the order of priorities; to require the department to consider certain factors when determining the order of priority projects; and to provide for related matters.

HOUSE BILL NO. 1968—

BY REPRESENTATIVE LEBLANC

AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for the funding of said agencies and purposes for the 2002-2003 Fiscal Year; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. Hebert, the rules were suspended to permit the Committee on Insurance to meet upon adjournment on Wednesday, June 18, 2003, without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Concurrent Resolution No. 102

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Thursday, June 19, 2003, without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 217

Leave of Absence

Rep. Kennard - 1 day

Adjournment

On motion of Rep. Kennard, at 6:15 P.M., the House agreed to adjourn until Thursday, June 19, 2003, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Thursday, June 19, 2003.

ALFRED W. SPEER
Clerk of the House